

1 STATE OF MICHIGAN

2
3 IN THE 12th DISTRICT COURT FOR THE COUNTY OF JACKSON
4
5 PEOPLE OF THE STATE OF MICHIGAN,

6
7 V File: 2003173FY
8 PETE MUSICO 2003172FY
9 JOSEPH MATTHEW MORRISON 2003171FY
10 PAUL EDWARD BELLAR
11 Defendant.

12 _____ /
13
14 PROBABLE CAUSE HEARING
15 VOL. 3
16 BEFORE THE HONORABLE MICHAEL J KLAEREN, DISTRICT JUDGE
17

18 Jackson, Michigan - Friday March 4, 2021
19

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1 Jackson, MI

2 Friday, March 5, 2021 - 8:41 a.m.

3 THE COURT: The Court calls the case of The People
4 of the State of Michigan versus Mr. Pete Musico, Mr. Joseph
5 Morrison, Mr. Paul Bellar. This is a continuation of a
6 preliminary examination, which started this Wednesday. The
7 applicable File Numbers are 2003173FY, 2003172FY, 2003171FY.

8 Today the People are presenting an additional
9 witness -- an additional witness who will be referred by the
10 name of Dan only. This is due to the fact that he is a
11 confident -- confidential informant, in fact, all parties
12 have entered into a Stipulation and Agreement for Protection
13 of Witnesses and it references specifically Dan. That order
14 was signed by myself on 3/1/21.

15 Dan will be present in the courtroom. The
16 attorneys will have an opportunity to directly confront Dan,
17 as well as, all other people that are in the courtroom will
18 be able to view Dan. As it's been explained to me we have
19 either -- well, I have no technology background at all, but
20 I've been advised that the camera set up here is not of the
21 type that we are able to continue to utilize without showing
22 the witness stand. Under the circumstances, I am fully aware
23 of the public's right to know. There are certain situations
24 in which the courtroom can be closed. Although, I -- I do
25 believe that it's primarily statutory, normally in CSC cases,

1 but in this particular situation given the sensitivity of the
2 situation I think it's appropriate for the protection of the
3 witness, and with the consent of the parties, that while this
4 witness is testifying and in addition as he enters the
5 courtroom and exits the courtroom that the video is going to
6 be turned off. In order to accommodate the public's right to
7 know the audio will continue via YouTube.

8 Is that your understanding, Ms. Cavanaugh? She's
9 running the YouTube and Zoom.

10 MS. CAVANAUGH: It is, yes.

11 THE COURT: Okay. In terms of no video is that
12 acceptable to the People?

13 MR. TOWNSEND: Yes, it is, your Honor.

14 THE COURT: Mr. Kirkpatrick, on behalf of your
15 client, Mr. Bellar, is that acceptable?

16 MR. KIRKPATRICK: It is, your Honor.

17 THE COURT: And, Mr. Somberg, on behalf of your
18 client, Mr. Morrison, is that acceptable?

19 MR. SOMBERG: Yes, your Honor.

20 THE COURT: Mr. Johnson, on behalf of your client,
21 Mr. Musico, is that acceptable?

22 MR. JOHNSON: Yes, your Honor, it is.

23 THE COURT: Thank you. Okay. I turn the case over
24 to Attorney Townsend.

25 MR. TOWNSEND: Your Honor, at this time we would

1 call Dan to the stand. I would ask that the video portion of
2 this proceeding be stopped.

3 THE COURT: Okay. At this point and time I am
4 going to instruct Ms. Cavanaugh to cease the video. She can
5 advise the Attorney General once that is done so that the
6 timing for purposes of bringing in the witness is
7 appropriate.

8 MS. CAVANAUGH: Okay.

9 MR. TOWNSEND: It's all good? Okay.

10 THE COURT: Can you raise your right hand? Do you
11 swear or affirm to tell the truth, the whole truth, and
12 nothing but the truth?

13 DAN: I do.

14 THE COURT: Thank you. Have a seat.

15 MR. TOWNSEND: Your Honor, may the witness remove
16 his mask for his testimony?

17 THE COURT: Absolutely. Whatever is comfortable
18 for him. You are identified as Dan, is that correct?

19 THE WITNESS: I am.

20 THE COURT: Okay. Go ahead, Mr. Townsend.

21 CONFIDENTIAL INFORMANT DAN

22 (At 8:45 a.m., sworn as a witness, testified as
23 follows)

24 DIRECT EXAMINATION

25 BY MR. TOWNSEND:

1 Q. All right, sir. And again, for the record your first name is
2 Dan and that's all we're gonna do is referring to you as Dan.
3 Do you understand that?

4 A. That's correct.

5 Q. And also for your security it has been agreed to by the
6 Court, and all counsel that the video portion of this
7 proceeding has been stopped. The audio portion of this
8 proceeding will continue on YouTube, just so you understand
9 that, okay?

10 A. Understand.

11 Q. All right, I'm gonna want to get into just a little of your
12 background first, but let's start off would it be fair to
13 say, sir, that during this investigation you were the
14 confidential human source working for the Federal Bureau of
15 Investigation?

16 A. That's correct.

17 Q. All right. How old are you, sir?

18 A. Thirty-four.

19 Q. And are you from Michigan?

20 A. I am.

21 Q. Do you have any children?

22 A. I do.

23 Q. And how many?

24 A. One.

25 Q. Is it a boy or a girl?

1 A. A girl.

2 Q. And how old is your daughter?

3 A. She's three.

4 Q. Sir, you were in the military am I correct?

5 A. That's correct.

6 Q. Can you tell the Court when it was that you began your

7 service?

8 A. I began in 2005. My MOS and my military occupation specialty

9 was a fire support specialist.

10 Q. Okay. Before we go any further could you explain to us what

11 that is?

12 A. Yes, I will I was a forward observer, so I designated --

13 Q. A what, I'm sorry?

14 A. Forward observer, so I directed artillery, motors, naval

15 gunfire, closer support.

16 Q. Explain that for us.

17 A. Okay. So I supported ground elements; infantry, tanks. And

18 if they needed implement of indirect fire I was the one that

19 called that in. So the bombs you would watch on TV I would

20 be the one directing them.

21 Q. And how -- how would you do that?

22 A. Via radio.

23 Q. All right. When did you remain in the United States or did

24 you have certain tours of duty or?

25 A. I deployed to Iraq in 2007.

1 Q. Okay. Now you said that you enlisted in 2005; is that
2 correct?

3 A. That's correct.

4 Q. And how long were you on active duty?

5 A. Active duty? About four years. Then I separated from them
6 and I went to the reserve component for about a year.

7 Q. All right. When were you deployed to Iraq?

8 A. Ah, 2007 to 2008, almost 2009.

9 Q. So approximately, if I'm correct, it would be fair to say
10 about approximately two years?

11 A. Close, about 14 months.

12 Q. And what was your -- what was your role in Iraq?

13 A. A fire support specialist. So, I supported a tank company,
14 as well as, two infantry platoons.

15 Q. Were you ever in combat over there?

16 A. I was, yes.

17 Q. Explain that to the Court.

18 A. Well, I was in theater so the fact that we were deployed you
19 were in a combat environment, but direct combat I was further
20 up north, supported an element to protect the green zone in
21 Sadr City. So that's where a lot our heavy urban combat
22 fighting was at.

23 Q. In Sadr City?

24 A. That's correct.

25 Q. And did you do any type of combat while you were in Sadr

1 City?

2 A. I did. I operated over watch positions.

3 Q. You operated what?

4 A. Over watch positions.

5 Q. What is that?

6 A. So we maintained a status on a rooftop while a smaller
7 element would be on the ground level. Basically providing
8 them security if they needed it or engagement support which
9 we did.

10 Q. Anything else?

11 A. At one point we provided a QRF element for a special warfare
12 team that was out there.

13 Q. Explain that for me.

14 A. I don't really want to go into -- well, I guess I can.

15 Q. That's fine. QRF, is that a quick reaction force?

16 A. That's correct.

17 Q. Did you ever do any type of combat on the ground? Any type
18 of urban warfare?

19 A. I did, yes.

20 Q. Can you explain to the Court when and how long you did that
21 for?

22 A. So moving adjacent with the line that we're -- with the
23 section team that was puttin' barriers up on the road to
24 protect the green zone from indirect fire, as they moved we
25 would bound from building to building clearing that building

1 and then --

2 Q. How would you clear the building?

3 A. We would breech it. So we would stack up, gain entry to it.

4 Q. Okay. Explain to me what you mean by breech and stacking up.

5 A. So stacking we do first. We would get in a -- groups of

6 teams and start at four, eight -- depending on how big of an

7 element that we had we would have a breecher. So we would

8 either ballistic state charge or feet, sledge hammers or

9 whatever we -- tools that we had gain entry to it, went

10 through room to rooms, stairway, hallways.

11 Q. What was the purpose of going in breeching the door and going

12 into room by room? What was there a purpose for that?

13 A. There was. To eliminate and neutralize threats that were in

14 there.

15 Q. All right. Did you do so?

16 A. We did, yes.

17 Q. Now, did you do this on your own accord or did you do it

18 pursuant to orders given by another individual?

19 A. Orders, way up the flagpole.

20 Q. Sorry, I got --

21 A. Orders that came way up the flagpole, so to speak.

22 Q. All right. And did you decide that you had to follow those

23 orders?

24 A. Yes.

25 Q. And does that mean that those -- those orders -- let me

1 rephrase that. You didn't do it on your own accord. You do
2 it as a result of being ordered and told to do that?

3 A. That's correct.

4 Q. Okay. So responsibility of the initial order came from a
5 commanding officer of some sort?

6 A. That's correct.

7 Q. All right. How long did you do that for, Dan?

8 A. The direct combat was 68 days.

9 Q. In a row?

10 A. That's correct. Well, we were there for initially it was
11 supposed to be a four day over watch. That turned to 28
12 days. We came back for a two-day refit and then pushed back
13 in.

14 Q. All right. If you get into specifics for me, exactly as far
15 as this breeching the door how that works, okay? You already
16 talked about stacking up.

17 A. Mm-hmm.

18 Q. And what -- how would you breech the door and then how would
19 it work when you did it -- went through the building itself?

20 A. Again, it depended on the kind of door that we had. If it
21 was a hardened door we have shake charges. So, we'd have a -
22 - a breecher with demo charges that could do it. But for the
23 majority of it, it was foot. We had shot guns for the
24 hinges. But a majority of it was just breeching with our
25 foot and then clearing in.

1 Q. All right, when you cleared it you would have -- would you
2 have personnel go through different areas within the building
3 itself?

4 A. We had designated section of fire, yes.

5 Q. Was there any spec -- any difference between the specific
6 buildings you were going to or was there a process of need to
7 clear this room and continue, clear this room --

8 A. It has a nature flow. You took a path of least resistance.
9 So, as you gain entry to the room, you would clear it and
10 then keep on following through.

11 Q. Now I believe you indicated you're -- you were in a Iraq tour
12 for approximately 15 months; is that what you said?

13 A. Close to, yes.

14 Q. Can you tell the Court whether or not you received any
15 injuries as a result of your combat experience?

16 A. I did, yes

17 Q. Can you tell the Court the injuries that you sustained?

18 A. Combat related I have titanium from my right knee down and I
19 fractured the lower part of my spine. I have compression
20 fractures throughout it.

21 Q. Are there other injuries?

22 A. Traumatic brain injury.

23 Q. All right. And how does that affect you?

24 A. Memory poses a problem from time to time. The back, I get
25 muscle spasms all throughout the day. The leg, I can't

1 sit/stand for a prolonged time. I'm service connected
2 through the V.A. at a disability rating.

3 Q. All right. Now are those -- that was going to be my next
4 questions with the Veteran's Administration. Were you
5 assigned any type of percentage of disability?

6 A. I was, yes.

7 Q. Can you tell the Court what percent disability you have as a
8 result --

9 A. I'm currently at 70.

10 Q. -- from the designation from the Veteran's Administration?

11 A. I'm currently at 70 percent.

12 Q. And what does that mean?

13 A. I jest of it it's 70 percent of my body is disabled. So I
14 have limitations that I cannot fully function as a
15 counterpart.

16 Q. All the injuries you sustained were they all combat related?

17 A. They were, yes.

18 Q. Did you ultimately -- were you ultimately discharged from the
19 military?

20 A. I was, yes.

21 Q. Okay. And what branch of the service were you in?

22 A. The Army.

23 Q. And what rank did you -- you have?

24 A. Sergeant.

25 Q. There are various different types of discharges; is there

1 not?

2 A. There is.

3 Q. All right. Dan, what are -- what are the different type of

4 discharges that you can receive from the military?

5 A. Honorable, dishonorable, less than honorable, general.

6 Q. Bad conduct?

7 A. That's correct. Medical.

8 Q. Can you tell the Court and the people in the courtroom the

9 type of discharge you received from the military?

10 A. I received an honorable.

11 Q. Okay. Now did you leave the military all together at that

12 point or did you go into another as an active component of

13 the military; am I correct?

14 A. That's correct.

15 Q. And is there a reserve component of the military?

16 A. That is correct.

17 Q. What is the difference between the two?

18 A. Active is you're on 24-7, you're doing it. That's your job.

19 That's your life. A reserve component is you're one weekend

20 a month, two weeks a year kind of thing.

21 Q. Great. What is a one weekend a month, two weeks a year?

22 A. So, one weekend a month you go for your training, so. And

23 then two weeks a year is your annual training. That's where

24 you go for your field opps.

25 Q. And the reserve component are they sometimes like recently in

1 the Iraqi wars and stuff does the reserve component often get
2 called up to perform active duty obligations?

3 A. They do, yes. They do deploy as well.

4 Q. Okay. Did you enter into the Army Reserve after you were off
5 your active duty status?

6 A. That is correct.

7 Q. Can you tell the Court about that?

8 A. I went to an MP Battalion, so a military police and I served
9 as a section leader -- a team leader and then an acting
10 platoon sergeant for a brief time.

11 Q. And what years were you here?

12 A. That was from 2009 to 2010.

13 Q. And during that one year reserve status were you ever called
14 up to active duty?

15 A. I was not, no.

16 Q. All right. Did you leave the reserves?

17 A. I did, yes.

18 Q. Again, what year did you leave?

19 A. Two thousand ten.

20 Q. Can you tell the Court the type of discharge you received
21 from leaving the -- I assume it's the Army Reserve?

22 A. That's correct.

23 Q. From the Army Reserve?

24 A. That was an honorable, as well.

25 Q. Did you do any type of educational training after you left

1 the military?

2 A. I did, yes.

3 Q. Tell the Court about that.

4 A. I received a Associates Degree in Criminal Justice.

5 Q. When was that?

6 A. Two thousand ten to 2012.

7 Q. Did you do any additional work? For example, were you ever a

8 firearms instructor?

9 A. I was and currently am, yes.

10 Q. Okay. Tell the Court about that.

11 A. I'm an instructor for the State of Michigan as a CPL

12 instructor. I work on the basic class for that and then I do

13 -- I don't want to say advanced classes, but manipulation

14 techniques.

15 Q. Okay. You've got to keep that voice up for me. I getting

16 old, a little hard of hearing.

17 A. So, I do the CPL classes. So, a concealed pistol license so

18 people can carry a firearm concealed. And then from there I

19 go manipulation techs, so how to work the fundamentals of a

20 firearm, both pistol and rifle.

21 Q. All right. Define for me what you mean by manipulation

22 techniques.

23 A. So magazine changes --

24 Q. What's a magazine?

25 A. The device that feeds the ammunition source into the firearm.

1 So striping that down and inserting a new one in. Stress
2 induced, low light.

3 Q. Okay. Stress induced?

4 A. Your heart rate jacked up, so a non-friendly situation. Not
5 a resting heart rate, so getting your blood flowing.

6 Q. All right, go ahead.

7 A. From there I do a low light, so a darker elements; not just
8 during the day. Inadequate weather conditions cause if
9 things go wrong it's usually in favor of the opposing force,
10 not for yourself.

11 Q. Okay. And what type of education, let's say did you have to
12 qualify you for this type of occupation?

13 A. I went to a two day instructor course through the NRA.

14 Q. All right. Now so did you use your experience that you had
15 while you were in the military?

16 A. For that I do, yes.

17 Q. Any other type of employment that you are doing?

18 A. Yeah, I worked as a executive protection officer. So it's a
19 --

20 Q. Tell us about that.

21 A. It's basically a body guard wearing a suit and tie for
22 potential clients.

23 Q. And did you have several clients?

24 A. I had a ray of clients, yes.

25 Q. And not gonna get into names of any of your clients, but you

1 did -- were they high visibility clients?

2 A. Some were, yes.

3 Q. How about -- I heard something about a gymnasium?

4 A. A gym, yes.

5 Q. Okay, tell me about that.

6 A. I ran and managed a gym for a period of time.

7 Q. What type of gym? Just a regular?

8 A. A fitness, yeah.

9 Q. What was your responsibilities or duties there?

10 A. I was the manager, so I maintained the function status and
11 overall operation of it.

12 Q. You also currently have another job?

13 A. I do, yes.

14 Q. What job would that be?

15 A. I work for the post office.

16 Q. Okay. I don't want to get into the details about that or
17 what you do or what you don't do, but you work for the United
18 States Post Service?

19 A. That is correct.

20 Q. Sir, I now want to move more in towards the investigation
21 that you were part of, all right?

22 A. That's fine.

23 Q. Is that all right with you? Will you do that?

24 A. Yep.

25 Q. All right, Dan, why don't you tell the Court, first off all -

1 - first of all are you aware of the Wolverine Watchmen?

2 A. I am, yes.

3 Q. How was it that you came about to know anything about the

4 Wolverine Watchmen?

5 A. I was scrolling through Facebook one day and they popped up

6 as a suggestion post.

7 Q. Okay. Now tell me what you mean by suggestion post and how

8 did that come up so you were able to see it?

9 A. It was just a algorithm through Facebook on some of the pages

10 that I follow. That it was a similarity to some of them that

11 I follow then it just popped up as a recommendation.

12 Q. What type of pages were following that that part come up?

13 A. Pro 2a, so Second Amendment pages --

14 Q. When you say Pro 2a that means pro Second Amendment; am I

15 correct?

16 A. That's correct.

17 Q. Go ahead.

18 A. Other firearm pages, instructor pages. It was just kind of

19 corralled in that general algorithm that Facebook just

20 happened to have.

21 Q. All right. So, you're on Facebook, you see this Wolverine

22 Watchmen; am I correct?

23 A. That's correct.

24 Q. What did you do when you saw that?

25 A. I clicked on the page. It had a few questions you had to

1 answer to be submitted to the page. It was a private group.

2 Q. And what -- do you recall what those questions were?

3 A. I cannot, no.

4 Q. All right. Did you answer those questions?

5 A. I did, yes.

6 Q. How many questions were there?

7 A. There was three.

8 Q. Did you answer those questions, at least, successfully to --

9 for them to allow you into this closed group?

10 A. That's correct.

11 Q. And would it be considered a closed group?

12 A. Yes.

13 Q. All right, tell me what a closed group is?

14 A. It's only that an admin or administrator on that group after

15 reviewing your questions can either accept or deny you to be

16 a part of the group.

17 Q. When you're on that page you're admitted to, can the public

18 see what's on that page?

19 A. That's correct.

20 Q. If it's a closed group you're in on the closed group?

21 A. That's correct.

22 Q. You've been accepted to the closed group?

23 A. That's correct.

24 Q. And then the general public outside that closed group see

25 what's going on?

1 A. That's correct, my understanding, yes.

2 Q. Okay. What is -- can or can't see what's going on?

3 A. It's been so long I don't know if the general public could

4 view it. I just know I have to answer three questions to be

5 part of the group on that page.

6 Q. Okay. So you're no sure?

7 A. That's correct.

8 Q. All right. What happened when you got admitted to that

9 group?

10 A. I kinda just viewed the page. I didn't dive deep into it.

11 It might have been later that day or a day after Paul Bellar

12 made a post about if people want to do some serious training

13 or go further on they should download the app Wire.

14 Q. Okay. Before I go any further, I want to get this out of the

15 way, are you familiar with Paul Bellar?

16 A. I am, yes.

17 Q. Are you familiar with Pete Musico?

18 A. I am, yes.

19 Q. Are you familiar with Joe Morrison?

20 A. I am, yes.

21 Q. Can you look around the courtroom today and see if you see

22 any of those individuals?

23 A. Yes.

24 Q. And how many of those individuals do you see?

25 A. Three.

1 Q. Can you do me a favor and if you could point to the
2 individual, describe an article of clothing for me when I
3 mention their name, can you do that?

4 A. I can, yes.

5 Q. Paul Bellar.

6 A. White shirt.

7 Q. Point to him for me. Okay.

8 THE COURT: Paul Bellar's been identified for
9 purposes of preliminary examination only.

10 BY MR. TOWNSEND:

11 Q. Joe Morrison.

12 A. I do, yes.

13 Q. Please point to him and an article of clothing.

14 A. Orange suit.

15 THE COURT: Mr. Morrison has been identified for
16 purposes of preliminary examination only.

17 BY MR. TOWNSEND:

18 Q. Pete Musico.

19 A. I do, yes. In the back with a dark colored coat.

20 THE COURT: Mr. Musico has been identified for
21 purposes of preliminary examination only.

22 BY MR. TOWNSEND:

23 Q. All right. Thank you, Dan. So, let's go back. All right, I
24 want to ask -- you had said something about Paul Bellar; that
25 would be this individual here?

1 A. That's correct, yes.

2 Q. What did he say?

3 A. Along the lines of if people were down I -- if people were

4 down with some training or some serious training that they

5 should download the app Wire.

6 Q. Okay. Were you down for some serious training?

7 A. I was, yes.

8 Q. Did you download Wire?

9 A. I did, yes.

10 Q. What is that?

11 A. It's an encrypted form of communication --

12 Q. What do you mean --

13 A. -- separately.

14 Q. What do you mean by an encrypted form of communication?

15 A. Oh, well you have to download the app itself. You have a

16 user name that you can install on it and it's not a regular

17 messaging that you have on your phone. So, it's protected.

18 Q. All right. So, did you do that?

19 A. I did, yes.

20 Q. What happened next?

21 A. Paul instructed me that I'll be going through a vetting

22 process much like a job interview and just answer the

23 questions and I did so.

24 Q. Okay. Paul Bellar said that?

25 A. He did, yes.

1 Q. All right. So, go ahead.

2 A. So, I did not know who was gonna be asking the questions.
3 They would have to ask the question first and then their name
4 was visible. They just ask like what my experience was. I
5 explained that I was a veteran. I did explain what I did in
6 the military, that I was an instructor for CPL classes. They
7 asked my view --

8 Q. You were an instructor for what?

9 A. CPL classes.

10 Q. Okay.

11 A. I believe they asked me views on the government. I told them
12 that I was for a smaller government. I don't believe in big
13 governments. And that I swore an oath to defend the
14 constitution both of all enemies foreign and domestic.

15 Q. Do that again. Gotta keep your voice up for me.

16 A. That I swore an oath to the constitution to defend all
17 enemies of the constitution both foreign and domestic.

18 Q. How did they respond to that?

19 A. That they were good.

20 Q. Okay. And now you say that you wouldn't -- that you wouldn't
21 know who asked the question until after they asked the
22 question.

23 A. That's correct.

24 Q. Were you able to make a determination who asked that
25 question? If you remember.

1 A. No, not off hand. I believe Ty Garbin was the one that he
2 said that he was good.

3 Q. All right. So what happened then?

4 A. I was brought into the main chat.

5 Q. Can you tell me -- excuse me -- how is this chat thing work
6 on the Wire?

7 A. It's kind of like the old school Yahoo messenger where it's
8 just the --

9 Q. Okay, I don't know what that is either, so.

10 A. It's just a chat thread. So, you're communicating on it and
11 their name pops up with whatever they say. So it's just a
12 form that anybody in the group can view.

13 Q. Okay. So if you're on it do you have to say something before
14 you can see anything?

15 A. Yeah, it's just a blank canvas. So, before I seen anybody or
16 knew of anybody in the group I had to engage first.

17 Q. Okay. Did ya?

18 A. Yeah. I said hey guys, you know, thanks for the add.

19 Q. Then what?

20 A. There was a few posts and then I seen a post from Pete.

21 Q. Pete Musico?

22 A. That is correct.

23 Q. What was the post you saw from Pete Musico?

24 A. In regards to finding the addresses of law enforcement
25 officers.

1 Q. Okay. I want to talk about that a little bit, all right? Do
2 you recall -- as best you can -- and let me go a little bit
3 further, you eventually you met up with the FBI, got
4 instructions, things of that nature; am I correct?
5 A. Eventually, yes.
6 Q. All right. Were you taking notes at specific times?
7 A. Never.
8 Q. Or were you basically advised or were you advised by the FBI
9 after -- and we're gonna get into that -- about whether you
10 should be taking notes or you should be more like a listening
11 post?
12 A. Just in a -- a listening just maintaining a role.
13 Q. All right, and we'll get into those exact instructions at a
14 later point and time. So, let's do that again.
15 A. Okay.
16 Q. So, Pete Musico and what was that -- what was that thread he
17 put in?
18 A. In regards to finding addresses to cops.
19 Q. Did he indicate on that as to why they -- he wanted to find
20 addresses of cops?
21 A. To do a reverse red flag.
22 Q. Okay. Now, tell me about a red flag, Dan.
23 A. A red flag is what predominately the east coast of the United
24 States has been implementing. So, if they --
25 Q. You -- slow down for a little -- can you slow down for me?

1 A. I'll try to for ya.

2 Q. I know I talk real fast myself --

3 A. Right.

4 Q. -- so I understand. So, slow down and let's -- let explain.

5 A. Okay. My understanding of a red flag is if a citizen is

6 deemed a threat to himself or society that a family member, a

7 spouse, an employment person can reach out to law enforcement

8 they can subject a red flag and confiscate the firearms of

9 that individual.

10 Q. And so he's talking about those. Go a little bit further,

11 continue.

12 A. Predominately what happens in these incidents are the

13 warrants for these are happening are late at night, early

14 morning. The people that are being served on most of them

15 have died in the try to retrieve firearms.

16 Q. All right. And Pete wanted to do what?

17 A. Do a reverse red flag.

18 Q. What is a reverse red flag?

19 A. Doing it on law enforcement.

20 Q. Doing what on law enforcement?

21 A. Killing them. My understanding was to kill them.

22 Q. Okay. Did you -- was there -- excuse me -- did Pete suggest

23 any type of app or anything in order to attempt to locate the

24 addresses of law enforcement officers?

25 A. He did, yes.

1 Q. Tell me about -- tell the Court about that.

2 A. He wanted us to download the app called onX hunt, I believe

3 was the phrase for it.

4 Q. Okay. Do remember how that was spelled, cause we're not --

5 A. I think it's o-n-x h-u-n-t. I'm not --

6 Q. And what -- what is this app?

7 A. I never downloaded. I never looked it up, but it was to

8 share coordinates or addresses amongst each other for --

9 well, for Pete's case for finding police officers.

10 Q. And again for what purpose?

11 A. To do a reverse red flag.

12 Q. Did you consider this when you heard that, extensive

13 endangering the lives of law enforcement officers?

14 A. I was alarmed by it, yes.

15 Q. So you were alarmed? Tell me about you were alarmed by it.

16 What -- how -- why were you alarmed by it?

17 A. Well, from the post that I initially seen on Facebook was

18 this was supposed to be for a training. Given the text it

19 was just being put out there. This was not training, this is

20 wanting to do violence. So, I felt that was a threat to law

21 enforcement.

22 Q. All right. So, what happened after that? No, we withdraw

23 that question. Was there a point and time that Pete ever

24 said or said to you or anything with regard to whether or not

25 he had actually ever done any type of harm?

1 A. There was a point, yes.

2 Q. Tell the Court about that.

3 A. He said that he maulftailed (sic) cocktailed a police

4 officer's house.

5 Q. All right. Go step by step for me, what you can remember of

6 what he said.

7 A. Yes, that he followed an officer to his house, threw a

8 Molotov cocktail on his house. Went out back with a rifle

9 and waited for him to come out of the building.

10 Q. And why was he waiting out back with a rifle?

11 A. To kill him.

12 Q. Did that alarm you as well?

13 A. That did.

14 Q. Why?

15 A. It's a serious threat that he has done it in the past and

16 that he may or will do it in the future.

17 Q. What is a Molotov cocktail?

18 A. It's a basically a glass or some kind of container that can

19 hold a flammable fluid with a device -- a rag that can be lit

20 on fire and you can throw it and it'll burst and the fluid

21 can spread and create a fire.

22 Q. All right. Where did he indicate he threw this Molotov

23 cocktail?

24 A. On a police officer's house.

25 Q. All right. During this communication you were having that

1 was Pete that said that?

2 A. That was, yes.

3 Q. During these communications was there -- do they indicate or

4 did Pete indicate or someone indicate with regard to what

5 they thought was being taken away from them by law

6 enforcement?

7 A. Their constitutional rights.

8 Q. And how do they explain that?

9 A. Just they were being suppressed.

10 Q. Did they ask any questions and if you can recall who said it

11 it would be helpful, anybody ever ask anything about domestic

12 terrorism or being a domestic terrorist?

13 A. There was, yes.

14 Q. Tell the Court about that.

15 A. Later on during the vetting process Joe would ask the person

16 going through --

17 Q. When you say Joe are you referring to Joe Morrison?

18 A. That is correct.

19 Q. Tell me what Joe said.

20 A. He would ask them how they feel or considered feeling being

21 considered domestic terrorist.

22 Q. How often would he say that or do you recall?

23 A. More than 90 percent on the people going through the vetting.

24 Q. Now and while you were on this vetting thing or the Wire how

25 many people did you know was going through it?

1 A. At one point after people were vetted through we had 45
2 people left in the group. We had people that went through
3 the vetting and the questions that they answered were either
4 pro -- too pro law enforcement and they did not get accepted
5 into the group.

6 Q. Okay. Who was leading, if you know and if you can recall who
7 was leading the vetting process?

8 A. Joe.

9 Q. Joe Morrison?

10 A. That's correct, yes.

11 Q. Now you originally indicated, I believe, that you wanted to
12 join a group for intense training; am I correct?

13 A. For training purposes, yes.

14 Q. For training purposes. Did you have any idea at this time
15 that this is what this group is all about?

16 A. I had no idea.

17 Q. Just basically looking for a place to train and shoot?

18 A. That's --

19 Q. Were you also attempting to when you're training to pick up
20 new information, maybe new techniques, things of that nature?

21 A. That's correct. I view the skill set of owning a firearm as
22 a perishable skill set and that you should --

23 Q. A what, I'm sorry?

24 A. A perishable skill set. So, if you don't continuously use it
25 or to continuously train on it that skill will deteriorate.

1 Q. And you didn't want that to happen?

2 A. That is correct, yes.

3 Q. So, you were looking at -- for a group to do what?

4 A. To just to continue training.

5 Q. When you were on the, well, I'm going to call it the Wire,
6 did you use any type of -- was it just using your first name
7 Dan?

8 A. For a duration of it, yes.

9 Q. There have it -- later point then we'll get into that as
10 well.

11 A. Okay.

12 Q. Did they have any discussions with regards to -- when you're
13 on the Wire (indiscernible) -- any discussion with regard to
14 politicians?

15 A. I believe towards the end of our stay on Wire is when
16 politicians were being talked about.

17 Q. What?

18 A. Just finding the address of the Governor. There was times
19 that Pete would want to know the address for the Governor.
20 He would talk with Ty Garbin to get her phone number for the
21 office of her so that he can, you know.

22 Q. No, I don't know, so tell me.

23 A. "So I'd chew her ass out." He was -- he did not like her.

24 Q. All right. And at a later point and time that -- did that
25 escalate?

1 A. That did, yes.

2 Q. Now the different -- I believe you called yourself basically
3 a libertarian.

4 A. That is correct, yes.

5 Q. What do you define a libertarian as?

6 A. Just a smaller view of the government. I feel that we have,
7 even now we have too big of a government.

8 Q. And was there a view point on the Wire front -- Pete, Joe or
9 whoever with regard to their view of what they consider
10 themselves?

11 MR. KIRKPATRICK: And I guess, your Honor, I'm
12 gonna start right now with the "they", I would like it to be
13 more concise. If the witness is talking about something on
14 the Wire rather than "they" I would appreciate knowing who
15 specifically.

16 THE COURT: In response to that question I think
17 that is a fair objection. Indicate when you said they
18 indicate who you're talking about.

19 THE WITNESS: Yes, your Honor.

20 THE COURT: Fair enough. Okay, you can answer the
21 question.

22 BY MR. TOWNSEND:

23 Q. Do that as best as you can, Dan.

24 A. At rallies they would introduce themselves as non-political
25 affiliations.

THE COURT: Once again you're using "they".

2 BY MR. TOWNSEND:

3 Q. Okay, now you say "they", "they". If you can specific -- if
4 you can. I mean I understand it's been a while.

5 A. Right.

6 Q. If you can remember the individual that said something I'd
7 rather have you give me the individual's name.

A. Joe and Pete were predominately saying that they were non-political affiliation. They identified later as libertarians.

11 Q. Okay. Now they are you talking again, Joe?

12 A. Yes. Correct, sorry.

13 Q. Okay. That's all right. So, we'll probably be doing this --
14 A. I understand.

15 Q. -- for a whil

16 as best as we can. Can we do that, Dan?

17 A. Yes, sir.

18 Q. I appreciate it. All right. Some people in the news media
19 and things that like to call the Wolverine Watchmen a white
20 supremacist group. When you were talking to Joe, to Pete, to
21 Paul, to Ty Garbin, to a later point and time Adam Fox, all
22 these individuals did you find this to be a white supremacist
23 group?

24 A. Not at all.

25 Q. Okay, why?

1 A. The group as a whole was op -- the group was open for all
2 forms of walks of life. We recruited people and they were
3 African American. We supported BLM when they were at
4 protest. There was no -- it was the U.S. citizen. It was
5 open for anybody and everybody that was being suppressed by
6 the government.

7 Q. Did it come a point and time you thought this group was
8 pretty extreme?

9 A. Yes.

10 Q. You find that this group could be a danger?

11 A. Yes.

12 Q. To whom or what?

13 A. Law enforcement, society and potentially the gov --
14 politicians.

15 Q. Okay. Based on this did you do anything in an effort to
16 protect law enforcement?

17 A. I did, yes.

18 Q. Tell -- why don't you, again, go step by step as best as you
19 can and if you can't remember just tell me, all right, and
20 we'll try something else. All right?

21 A. Okay.

22 Q. Tell the Court what you did to go about attempting to save
23 lives of law enforcement.

24 A. I reached out to a friend that is a law enforcement officer.

25 Q. And I don't want his name and -- or I don't want to know the

1 name of the police department, okay?

2 A. That's fine.

3 MR. TOWNSEND: What?

4 MR. JOHNSON: Well, your Honor, we'll discuss it
5 as a discovery issue later, but if -- cause we have no report
6 --

7 MR. TOWNSEND: Yeah, you do.

8 MR. JOHNSON: -- from -- not from a particular
9 police officer.

10 MR. TOWNSEND: A police officer and I think that
11 the other report that we got to police officer, and the name
12 of the police officer, the police department.

13 MS. DODDAMANI: Concern is the address.

14 THE COURT: Can that be located perhaps at a break?

15 MR. TOWNSEND: Yeah, we'll find it.

16 MS. DODDAMANI: Yeah.

17 THE COURT: Okay. I -- at this point and time I'm
18 gonna allow it. I think maybe on cross-examination it may
19 potentially arise as an issue.

20 MR. TOWNSEND: And the concern for that, Judge, and
21 again we have absolutely no problem with Counsel knowing the
22 names. We have no problem with Counsel knowing the addresses
23 or the police department. We have absolutely no problem with
24 that whatsoever. We just don't like to have the entire
25 general public being aware of the officer's name. Address

1 for obvious reasons and we will locate that information for
2 you.

3 MR. JOHNSON: Yes, sir.

4 THE COURT: Okay.

5 MR. TOWNSEND: All right.

6 BY MR. TOWNSEND:

7 Q. So at this point, I don't want to know the names or the
8 department, right, but it was a member of a police
9 department, yes?

10 A. Yes.

11 Q. Tell the Court what you did.

12 A. I reached out to him. We got together and I showed him the
13 conversation that was taken place.

14 Q. How did you show him?

15 A. I physically showed him with the phone.

16 Q. You had it on -- did you had a screenshot of your phone or
17 something of that nature?

18 A. Because of the encryption on the Wire app itself it was set
19 up you could not take screenshots.

20 Q. Okay. Tell the Court about that. You were given -- what is
21 that process on the Wire?

22 A. As far as?

23 Q. Just the -- does the chat -- the thread on the Wire stay up
24 there forever?

25 A. No. They -- the administrator can set up a time frame for

1 the thread to delete. It could be up 24 hours. I think
2 three days, seven days and up to 30 days.

3 Q. Do you know which of those this one was?

4 A. The vetting was immediate. So after we got done with the
5 person -- the chat form disappeared. The main chat, I
6 believe, was set up for a week.

7 Q. All right. So what happened? So you could take a
8 screenshot?

9 A. No, you could not take a screenshot if it.

10 Q. Okay.

11 A. I attempted and it said that you were unable to.

12 Q. I am pretty much technologically disadvantaged. So will you
13 explain that to me, I sure would appreciate that it?

14 A. A screenshot is like a caption of the image that you have
15 displayed on your phone.

16 Q. So you didn't have that or you did?

17 A. The feature for that was disabled.

18 Q. All right. So I keep interrupting you, so I apologize --

19 A. Oh, you're fine.

20 Q. -- so continue.

21 A. So, I reached out to him. We got together. I showed him the
22 conversation that was taken place. And just got his overall
23 legal opinion on if this, in fact, a threat.

24 Q. All right. Did you have at this point, did you have any
25 intention whatsoever of becoming a confidential human source

1 for the Federal Bureau of Investigation?

2 A. I did not, no.

3 Q. Okay. What was your only intent at this point?

4 A. I was just -- nothing really. Maintain awareness on the

5 group and just waited to hear back from my friend on his

6 opinion on whether or not that conversation taking place was

7 a, in fact, a threat.

8 Q. So what happened next?

9 A. He instructed me that I may be reached out in the coming days

10 by federal law enforcement.

11 Q. That surprise ya?

12 A. Yes.

13 Q. Why?

14 A. I was not expecting that.

15 Q. Okay. Were you contacted by agents of the FBI?

16 A. I was, yes.

17 Q. Tell the Court about that.

18 A. I received a text message from Special Agent Jason Chambers

19 if --

20 Q. That would be this individual right here?

21 A. That is correct, yes.

22 Q. Sitting directly to my left?

23 A. That is correct.

24 Q. All right, go ahead.

25 A. That if I would be willing to come and talk to him for an

1 interview.

2 Q. Did you agree to do so?

3 A. I did, yes.

4 Q. Why did you agree to do that?

5 A. That they deemed this a substantial threat to law
6 enforcement.

7 Q. So you went in?

8 A. I did, yes.

9 Q. Okay. And I'm not going to ask for an exact date, but do you
10 know approximately what month or thereabouts, if you know?

11 A. I believe early March -- mid-March.

12 Q. And did you go actually go to an FBI office?

13 A. I did, yes.

14 Q. Did you meet with Agent Chambers?

15 A. I did, yes.

16 Q. Was there another individual you met with other than Agent
17 Chambers?

18 A. There was, yes.

19 Q. Who was that?

20 A. Special Agent Frank -- or not Frank, but Hank Impola. I'm
21 not sure on how to pronounce his last name.

22 Q. Either is a lot of people here, so it's okay. So, when you
23 met up with those two what happened?

24 A. I physically gave my phone to Jason and let him view it.

25 Q. Then what?

1 A. I just want to be as transparent with him -- from the get go.
2 I felt these guys were a threat. I contacted local law
3 enforcement. They thought it was a threat. They contacted
4 federal and it just came back down.

5 Q. And did you think, well, you know, I did my civic duty I'm
6 now done with this whole thing?

7 A. That is correct. I thought I'll be done there and just, all
8 right it's in your hands now. You're aware of what's going
9 on.

10 Q. And boy, you were wrong, right?

11 A. I was, yes.

12 Q. All right. Tell the Court why.

13 A. I'm here now.

14 Q. Okay. Let's do a little in between, okay? All right, so, I
15 understand you're here now, but at the point and time you
16 turned that over did they make any type of a request to you?

17 A. They asked if I would be -- consider being a source for them.

18 Q. Did you think about it?

19 A. I had a knee jerk to like what am I -- what is happening?

20 But I agreed to do it, yes.

21 Q. All right. Now you've -- did you have any personal concerns
22 for yourself or your daughter?

23 A. My daughter, yes.

24 Q. Tell us about the concerns you had.

25 A. They were like wanting to actively seek out law enforcement

1 and use an encrypted form of communication, download
2 secondary apps to find addresses for it. What are they gonna
3 do to me or a loved one?

4 Q. If -- did you have a concern that here you are you're gonna
5 be a confidential human source, you're gonna be working with
6 these groups, you had those concerns. Were you concerned
7 about your personal safety?

8 A. While I was with them, yes, if I became compromised.

9 Q. What do you mean by being compromised?

10 A. We can get into that --

11 Q. Huh?

12 A. -- later.

13 Q. Oh, yeah. I understand that, but the --

14 A. Yeah.

15 Q. -- were you afraid of all the they're gonna find out that --

16 A. That, yes.

17 Q. -- that you were working for the FBI?

18 A. That is correct.

19 Q. Concerned for the safety of your daughter?

20 A. I was, yes.

21 Q. What did --

22 A. Still am.

23 Q. Why did you continue to agree to work with them then?

24 A. At the time I felt there was a greater threat to law
25 enforcement.

1 Q. Did you have any personal benefit at all by becoming a
2 confidential human source?

3 A. None at all.

4 Q. Did you when you agreed to do this do you say, guys I'll be
5 happy to do this for ya, but then you're gonna have to pay
6 me?

7 A. Never.

8 Q. Never?

9 A. I never once asked for any kind of monetarily amount.

10 Q. None?

11 A. None.

12 Q. Zero, all right. You were working at the time?

13 A. I was, yes.

14 Q. Working for the FBI in this role did you -- did it have an
15 effect on your employment?

16 A. I didn't feel that I was working for the FBI. I was
17 maintaining access for them. But, yes, it did effect my
18 employment.

19 Q. How did it affect your employment?

20 A. I had to switch days around to accommodate for training or
21 protests, give up time with my daughter. Just a wide array
22 of these guys -- some of the group in the Watchmen, not all,
23 but were unemployed due to the COVID restrictions so they had
24 a lot more freedom to conduct training.

25 Q. All right. Did you lose any money as a result of being a

1 confidential human source?

2 A. I did, yes.

3 Q. Tell the Court about that.

4 A. Well, just taking time off from work I lost money there. I
5 had to sell my house. I took a loss on my house. I had to
6 get rid of my vehicle.

7 Q. Why did you have to sell your house?

8 A. One of the members from another group was aware of where I
9 lived.

10 Q. All right. So if it wasn't for -- then obviously for safety
11 concern?

12 A. That is correct.

13 Q. What else?

14 A. I think that's a lot of it right there. I mean time off of
15 work, selling the house, selling my vehicle, having to
16 purchase a new vehicle. I'm still taking time off from work.

17 Q. Okay. All right. Would you still be considered a
18 confidential human source?

19 A. I want to say yes being that I am here with -- on behalf of
20 the FBI, I would say yes.

21 Q. Did you also have any plans of opening up a business of any
22 sort?

23 A. I did, yes.

24 Q. Tell the Court about that.

25 A. I was pursuing to open up a -- my own firearm range as a CPL

1 instructor.

2 Q. Okay. Now at this time were you still working at the post
3 office?

4 A. I was, yes.

5 Q. All right. And I believe you said you had to rearrange your
6 schedules things of that nature?

7 A. To accommodate, yes.

8 Q. All right. This is going to sound like kind of a silly
9 question, but I'm gonna ask it anyway, during the time that
10 you were a confidential human source for the FBI did you feel
11 any type of stress on yourself?

12 A. Yes.

13 Q. Explain that for me.

14 A. I would just -- as the time went on the group grew. The view
15 points --

16 Q. The group? What group?

17 A. The Watchman Group.

18 Q. The Wolverine Watchmen?

19 A. Yes.

20 Q. Go ahead.

21 A. That expanded. The tactics that we were using were
22 developing more. We were doing live fire capabilities.

23 Q. Did that -- was that a concern?

24 A. That was, yes.

25 Q. Why?

1 A. Well, one, just overall handling of firearms with a wide
2 array of people around the potential risk of being shot by
3 negligent discharge increases. And then the views that they
4 had on law enforcement was --

5 Q. Okay, I don't want to ask, but since you brought it up I'm
6 gonna ask ya and I want you, if you can -- if you can for me,
7 instead of saying they, if you could tell me a specific name,
8 if you can about their views on law enforcement?

9 A. The reason why I say "they" is because it was a continuation,
10 like training pertained to around committing violence. So,
11 these guys all had like-minded viewpoints on it. But like
12 Pete would say that he was an explosive's guy. So he would
13 have on his property like bear traps, simulation charges.
14 They said that he had C4. He showed me a what appeared to be
15 C4, I'm not a demo expert or any -- I took him for his word
16 in saying what he had. Paul Bellar confirmed that he had C4.

17 Q. What is C4?

18 A. A big explosive.

19 Q. All right. Then what you had indicated that the purposes of
20 their training, what was the purpose of the training?

21 A. At that time with this group for law enforcement.

22 Q. For law enforcement, for what the law enforcement?

23 A. Offensive tac -- to kill.

24 Q. To kill law enforcement?

25 A. Yes.

1 Q. All right, I'll get back into that later. Okay. Dan, just
2 so a little bit more of you, little bit about your
3 background. Have you ever been arrested?

4 A. I have not, no.

5 Q. Do you have any type of criminal offense or criminal
6 convictions?

7 A. None.

8 Q. All right. So you're talking with the FBI now; Agent Hank
9 and -- I'll just call 'em Hank and Jason.

10 A. That works.

11 Q. All right. When you agreed to do that any type of paperwork
12 and stuff have to be filled out?

13 A. There was, yes.

14 Q. Okay. When you agreed to work for them did they give you any
15 specific instructions?

16 A. To maintain access within the group.

17 Q. Did they tell ya they want you -- or, Dan, I want you in
18 there -- you're in this group I want you to take notes? I
19 want you to specify times, who said what, where, when?

20 A. None.

21 Q. Did they give ya all that instruction?

22 A. No.

23 Q. Did they indicate somebody else would be doing that?

24 A. I assumed that they would be doing it. Yes.

25 Q. Okay. Did you give them access to your different

1 applications of programs?

2 A. I did, yes.

3 Q. Tell the Court about that.

4 A. I gave them access to the Wire account. I had a secondary

5 Facebook account, I gave them access to that. An email

6 account and then eventually a Threema account.

7 Q. A what?

8 A. A Threema. It was another encrypted chat.

9 Q. All right. Okay. Do they at any time when -- do they

10 monitor your chats?

11 A. Yes.

12 Q. When -- and did they -- did they ever tell you what to say in

13 these chats?

14 A. Never.

15 Q. Did they ever actually go online pretend to be you and answer

16 or talk on these chats?

17 A. No.

18 Q. And just before when we were talking you never -- did you

19 ever at any time ask for compensation?

20 A. No.

21 Q. Did there come a point and time that in fact they gave you

22 some compensation?

23 A. There was, yes.

24 Q. Tell the Court about that if you could.

25 A. I'm not sure on a particular day, but I (indiscernible) we

were discussing matters of what was pertaining to the group
and Jason gave me an envelope of money.

3 Q. You have to speak louder for me.

4 A. Jason presented me with an envelope of money.

5 Q. And did he indicate to you what it was for?

6 A. Just for compensation for what I was doing.

7 Q. Do you recall how much that was, if you know?

8 A. I believe it was at the time it was \$2,500.00.

9 Q. All right. Now the FBI likes sometimes -- I think the FBI, I
10 don't know for sure, they like to give code names. Did you
11 have a code name?

12 A. I did, yes.

13 Q. Can you tell the Court what your code name was?

14 A. Four.

15 Q. Four?

16 A. Four.

17 Q. Dan, and I know this had to be a little bit traumatic for ya
18 did you have any hesitancy in agreeing to work for the FBI?

19 A. I did, yes.

20 Q. Okay.

21 A. For the safety and for my daughter.

22 Q. And then you chose to do so anyway?

23 A. I did, yes.

24 Q. And for why did you decide to do --

25 MR. KIRKPATRICK: Your Honor, asked and answered.

1 This has been -- this is -- I'm not --

2 MR. TOWNSEND: I can move on, Judge.

3 MR. KIRKPATRICK: I want to get through this.

4 THE COURT: I'll sustain that. I think he's
5 explained.

6 MR. TOWNSEND: Okay. Very good, Judge.

7 BY MR. TOWNSEND:

8 Q. Did there come a point and time that you actually -- you're
9 very first in person meeting with these individuals?

10 A. Correct.

11 Q. Would that have on March 22nd, 2020?

12 A. That sounds about right, yes.

13 Q. Tell the Court about that.

14 A. I showed up to a training event. Paul Bellar was the leading
15 instructor for the tactics.

16 Q. Where did this event take place?

17 A. At Joe's residence.

18 Q. And would that have been in Munith, Michigan?

19 A. That is correct.

20 Q. Describe the property for me.

21 A. Ranch style house, maybe an acre lot. Trees surrounding with
22 a creek; so a body of water to, I believe, just the west of
23 the house.

24 Q. Any type -- tell me about the buildings on the property.

25 A. A small structure like a shed. Propane tanks throughout the

1 house. There was a trailer just in front of the house, like
2 a fifth-wheel trailer.

3 Q. All right. You get there what time of day did you get there?

4 A. Mid-afternoon.

5 Q. And tell the Court who you met and describe the individuals
6 for us.

7 A. I met Paul, Pete and Joe. There was a few other members of
8 the group, as well.

9 Q. Do you recall the names of those other members?

10 A. Well, I believe Ty Garbin was there. But the rest I can't
11 recall at this time, no.

12 Q. Okay. Can you tell the Court what they were dressed in, if
13 any?

14 A. Tactical attire.

15 Q. What do you mean by tactical attire?

16 A. Body armor.

17 Q. Were they carrying any types of weapons?

18 A. They had long guns, yes.

19 Q. Do you know what type of long guns that they had?

20 A. I do, yes.

21 Q. Say what?

22 A. I do, yes.

23 Q. What were they?

24 A. They had AR-15's.

25 Q. I believe you indicated Paul Bellar was in charge of

1 training?

2 A. He was, yes.

3 Q. All right, if you can what did he do? How do you know he was

4 in charge of training? What did he say?

5 A. He took command of the group.

6 Q. He took -- he what?

7 A. He took command --

8 Q. Okay.

9 A. -- of the group. He stood out in front of everybody and gave

10 a block of instructions on what we would be doing for the

11 course of the day and --

12 Q. And I understand that was back in March, do you recall as

13 best you can what he said about what type of instructions you

14 were going to be receiving?

15 A. I think we did some like low crawls. So we were crawling on

16 the ground to test the sustainability of our gear that we

17 were wearing; make sure nothing fell out. Basically

18 maintaining positive control of our gear.

19 Q. How many people were in this training?

20 A. The exact number I'm not sure.

21 Q. All right. Were you part of that training?

22 A. I was, yes.

23 Q. Were you part of -- did you instruct or were you just part of

24 at this point part of the individuals doing the training?

25 A. In the beginning of it I was a part of the individuals that

1 was conducting the training. When we got over to movements
2 and presentations of the firearms and they knew my background
3 being in the military and as a instructor I was an adjunct
4 instructor for Paul for techniques.

5 Q. Okay. Did you lead this training and I believe you said you
6 were an adjunct --

7 A. Yes.

8 Q. -- instructor. What do you mean you were adjunct instructor?

9 A. Paul led the training and I just kinda chimed in or piggy
10 backed off of what he was saying.

11 Q. Did there come a point and time at this March 22nd or
12 afterwards that you were -- they asked you to be elevated
13 within the structure?

14 A. At the end of the training, yes. They asked me if I would be
15 considered joining the leadership role.

16 Q. Okay. Did they have a leadership role there? I mean, did
17 they some type of leadership --

18 A. Yes.

19 Q. -- that you knew of at that point?

20 A. Going off of there was a vetting process I took it and
21 understood that as the people that were asking the questions
22 were the leaders of the group and then you brought into the
23 main body. So they had an outline of leaderships.

24 Q. Go ahead tell me -- tell the Court what that was.

25 A. Of -- it wasn't broken down in a rank structure, but there

was designated people separate from the main group who were the leaders.

3 Q. Do you recall who they were?

4 A. At the time it was Joe, Paul --

5 Q. Go one at a time. Joe was what?

6 A. He was the person that founded the group. So he would have
7 been the commander.

8 Q. Go ahead.

9 A. Paul and Ty and I believe there was a few others that didn't
10 show up for training that were on the leadership roles.

11 Q. Paul Bellar? Ty Garbin?

12 A. That's correct.

13 Q. What -- anybody else? Go ahead.

14 A. I can't recall at that specific date.

15 Q. Okay. Now is there a certain expertise of people at this
16 training?

17 MR. KIRKPATRICK: Are we still talking about March
18 20th?

19 MR. TOWNSEND: Yes, March 22nd.

20 MR. KIRKPATRICK: Okay.

21 BY MR. TOWNSEND:

22 A. On that particular day?

23 Q. On that particular day.

24 A. I believe that Paul was the expert on the tactical training.

25 Q. Okay. How about was there any -- on the March 20th, if you

1 know, was there any person designated with regard to medical
2 or things of that nature?

3 A. Paul also had the medical background. He served as an EMT, I
4 believe as a like a civilian job and --

5 Q. A what?

6 A. An EMT, so --

7 Q. This is what he told you?

8 A. Yes.

9 Q. All right. Go ahead.

10 A. I can't recall on that specific date.

11 Q. All right, that's fine. Okay. I want to go to another date
12 now --

13 A. Okay.

14 Q. -- if we could. If that's all right with you?

15 A. That is, that's fine.

16 Q. All right, good. Do you remember a protest? Did you go to
17 several protests?

18 A. I went to several, yes.

19 Q. Approximately how many protests did you go to?

20 A. Five or six, maybe. The exact number I'm not -- with these
21 guys the Watchmen as a whole days was kind of a blur.
22 Everything was happenin'. I had a life outside of this; a
23 family. So I'm trying to maintain positive control of that
24 while maintaining an access for the FBI. It was --

25 Q. As best as you can. It's all I'm going to ask you, as best

1 as you can.

2 A. I'll do my best.

3 Q. You remember a protest somewhat classified as Operation

4 Gridlock?

5 A. That sounds familiar, yes.

6 Q. Okay. Would that have been in like mid-April?

7 A. That is correct, yes.

8 Q. Okay. I'm going to refer to a date as April 15th, --

9 A. Okay.

10 Q. -- twenty-twenty, all right? What was that?

11 A. The overall the gridlock was for vehicles to just lock up the

12 streets, so to speak. My biggest take-away was with Pete

13 saying that he had a grenade inside of his vehicle.

14 Q. Okay. I'm gonna talk about that. All right. Now this --

15 was this the first protest you had gone to?

16 A. That is correct, yes.

17 Q. All right. And you stated that Pete said he had what?

18 A. A grenade.

19 Q. And what did he say about it?

20 A. That he had he it inside of the vehicle.

21 Q. Did he ever say to you any indication -- he had a grenade?

22 A. No, not that I can recall.

23 Q. How does a grenade operate?

24 A. You pull the pin, flip a cli -- the bevel on it and it has a

25 three second fuse and then it detonates.

1 Q. The explosives are within the grenade itself?

2 A. I'm not an expert on 'em, but --

3 Q. Okay.

4 A. -- but I assume say yes.

5 Q. Okay. Did I probably just asked this but I didn't hear the

6 answer, did he say why he had a grenade?

7 A. Why? No. I didn't really press it. What I was more focused

8 on are these guys had.

9 Q. Who was that, as best you can remember, who was at this

10 protest?

11 A. Joe and Pete the -- I can't recall on others at that time.

12 Q. All right. Shortly after the -- that protest, all right, was

13 there another training shortly after in Munith?

14 A. After I think there was another pro -- yes, there was.

15 Q. I'm gonna refer you to the date, if it helps refresh your

16 memory April 19th, 2020.

17 A. That sounds -- yeah, about that, yeah.

18 Q. All right.

19 A. The exact dates, again, I'm not.

20 Q. No, I understand. I mean, as best as you can recall that's

21 all I'm asking. Okay, at this point you had already

22 indicated that you were adjunct instructor, would that be on

23 firearms?

24 A. That's correct, yes.

25 Q. Were you given any instruction by the FBI with regard to your

1 role in assisting and instructing on firearms?

2 A. Not to give anything that was not already current knowledge.

3 Q. What do you mean?

4 A. That these guys could -- anybody could not find on their own.

5 So YouTube videos -- I wasn't disallowing any like secrets

6 pertaining to like the military or anything like that.

7 Q. So would it be fair to say anything you taught them they

8 could have found on YouTube?

9 A. That is correct, yes. Anything that I taught was on the
10 instruction of them. I never put forward, hey, we should do
11 this. It was always we're focusing on this. All right we
12 need to move on this. Okay, I can work on that with ya. We
13 need to move on --

14 Q. You gotta keep that voice up for me.

15 A. I'll work on that for ya.

16 Q. All right?

17 A. Yeah.

18 Q. All right.

19 A. Sorry, I talk low.

20 Q. That's all right. I have a hard time hearing, so that's
21 good. So, let's just go over that one more time for me,
22 okay?

23 A. Okay.

24 Q. I believe that you indicated that -- did you volunteer any
25 specific type of instruction or were you following what you

1 were told?

2 A. I was following what I was told.

3 Q. And who told you this?

4 A. It varied from either Joe, Pete, or Paul.

5 Q. So the three that are here in the courtroom?

6 A. That is correct, yes.

7 Q. So, go ahead.

8 A. So they would ask for a specific kind of instruction and we
9 would focus on that. I never moved forward with that unless
10 they wanted to move forward with a form of training.

11 Q. Did you mind assisting in giving the instruction of firearms?

12 A. Define do I mind.

13 Q. No, no, no. Were you all right with giving that type of
14 instructions?

15 A. I cleared everything that we -- they were wanting to do with
16 Jason and Hank prior to going down there.

17 Q. With you concerned at all about doing these trainings with
18 live weapons and ammunition for your safety or the members --
19 other members of this group's safety?

20 A. I was, yes.

21 Q. Okay. Tell the Court why.

22 A. The fact that we're using live ammunitions and we're -- as we
23 progressed we're funneling into to room structures, so we're
24 clearing rooms and the chances of a negligent discharge was
25 very high. So, I tried to mitigate that to keeping a dry

1 fire environment. So we had no --

2 Q. What do mean by -- what do you mean by dry fire?

3 A. So there was no source of ammunition in the firearm. It was
4 always just a empty weapon and that we're maintaining it. So
5 there would be no chance for a negligent discharge.

6 Q. You had training with regard to breeching doors, buildings?

7 A. That's correct.

8 Q. Would that be part of this first -- for the first time of
9 doing that on April 19th?

10 A. That's correct, yes.

11 Q. Tell the Court about that, please.

12 A. As far as like the actual like setting up the structures and
13 everything?

14 Q. Yes.

15 A. I went off the direction of Paul for forming up teams to
16 stack up and then gain entry to a mockup house.

17 Q. Okay. And define the mockup house. What does it look like?

18 A. Well, we couldn't physically structure a house so we used pvc
19 piping just to frame out what would look a blue print design
20 of a house.

21 Q. Okay. You had mentioned earlier about Pete wanting to get
22 the address to the Governor, remember that?

23 A. That's correct.

24 Q. Was that done at this meeting, if you recall?

25 A. There was communication on Wire for him seeking out with Ty

1 Garbin. I do remember that. The exact date I don't recall.

2 Q. Okay, fine.

3 A. On another mitigation that I took for the keeping the

4 platform so like in the dry fire environment. One, we were

5 during a COVID restrictions so we were not supposed to be

6 having large gatherings of people and if we were shooting a

7 high volume of round I was in fear that a responding officer

8 would show up.

9 Q. And what were your fear -- what was your fear about that?

10 A. That they would engage him or her.

11 Q. All right. During these training exercises -- well, no,

12 let's stick the date April 19th.

13 A. Okay.

14 Q. How many people were there?

15 A. The exact number I'm not sure. It was more than five.

16 Q. Did everybody go through the same type of training at the

17 same time?

18 A. Yes.

19 Q. Okay. There come a point and time later where this type of

20 training was broke up into basic teams?

21 A. Because of the numbers that we had showing up, yes.

22 Q. Okay. But not on April 19th?

23 A. I don't recall, no.

24 Q. At this point you have not been given any type of recording

25 devices by the FBI, had you?

1 A. I'm not exactly sure when the recording devices were
2 presented to me.

3 Q. Okay. There was, was there not, do you recall April 30th
4 talking to the FBI? Or actually, April 30th was a protest,
5 was it not?

6 A. That sounds about correct, yes.

7 Q. And do you know at this protest whether or not you were
8 wearing a wire at that point?

9 A. I was, yes.

10 MR. TOWNSEND: May I just have a second, Judge?

11 THE COURT: Yes.

12 BY MR. TOWNSEND:

13 Q. All right, this is the -- is this the second protest that you
14 were going -- you've gone to?

15 A. I believe so.

16 Q. Okay. What was the purpose of going to these protests?

17 A. Recruitment.

18 Q. What do you mean recruitment?

19 A. Gathering numbers for the Wolverine Watchmen.

20 Q. And who was doing that?

21 A. My understanding Joe and Pete were.

22 Q. Okay. At this April 30th protest who was there, do you
23 recall?

24 A. Directly with me Joe, Pete and Paul.

25 Q. All right. What is the term center breeching door?

1 A. So there's array of door entries. You have a center fed,
2 which would be like the door in the back here. You have a
3 left fed; so, a door that's directly in the corner. And then
4 a right fed; a door that would be on the far right of a
5 building.

6 Q. Okay. Was there any specific training with regard to
7 breeching of those different types of doors?

8 A. A center door is usually a gaining entry to a structure.
9 You're -- like for a house is a center fed door. A building
10 is in the center of the building.

11 Q. And what type of training you received or went through here
12 with the Wolverine Watchmen was that similar against to your
13 real actual real life experience when you were in Iraq?

14 A. It's similar, yes.

15 Q. Okay. And those -- were those operations that you conducted
16 were they offense or defensive in nature?

17 A. Offensive measures.

18 Q. Let's talk about April 30th.

19 A. Okay.

20 Q. Was that at the Capitol, was it?

21 A. That's correct.

22 Q. At this point were you aware -- did you know whether or not
23 you could get into the Capitol or not get into the Capitol?

24 A. Upon arriving there I did not know what the direct -- what we
25 were going to be doing. As the early stages was we were

1 gonna storm the Capitol.

2 Q. Who said that we were gonna storm? You say you were with

3 Paul --

4 A. I was.

5 Q. Pete and Joe?

6 A. The exact how it came about storming I'm not too sure. I

7 recall Paul and I talking kind of firming up, hey, if we're

8 gonna do this I want to make sure you're doing it cause

9 you're my ride; coming from Paul.

10 Q. Okay. When they showed up at the protest can you tell me how

11 they were attired?

12 A. Tactical matter. They had ballistic body armor, AR-15's,

13 pistols.

14 Q. All clearly in the open?

15 A. Yes.

16 Q. Go ahead.

17 A. So we were out there for the course of the day just walking

18 around talking, interacting with people.

19 Q. That would be part of the recruiting process?

20 A. That is correct, yes. That is my understanding, yes.

21 Q. Go ahead.

22 A. Towards around noon time that's when chatter amongst people

23 is that we were gonna storm the Capitol.

24 Q. You were gonna storm the Capitol?

25 A. That's correct.

1 Q. Were you aware at this point that the Capitol was open?

2 A. No.

3 Q. All right, go ahead. Continue.

4 A. I began giving a -- I was getting concerned so I would
5 separate myself from the group and I know that I had a live
6 feed monitoring device on me and I spoke into it directly to
7 Jason and Hank telling them that we were getting ready to
8 stack up on the Capitol.

9 Q. What do you mean stack up on the Capitol?

10 A. Position ourselves in a tactical manner to gain entry to the
11 building.

12 Q. Go ahead.

13 A. So I was telling them how many people were doing it. I can't
14 recall on the exact numbers, but the manner of where we were
15 at and that we were gonna get ready to gain entry.

16 Q. All right. So then what happened?

17 A. That it had essentially downscaled from what we were thinking
18 they were not gonna let us in and we were actually gonna be
19 breeching to the State Police were allowing us to come in and
20 they were gonna check our temperature.

21 Q. All right. Do you recall any individual, Paul, Pete or Joe
22 at this time making any specific comments regarding breeching
23 or stacking up?

24 A. Paul wanted to bum-rush the Capitol.

25 Q. What is bum-rush?

1 A. I just -- like a bull in a china shop, just go right through
2 it.

3 Q. Okay. Paul Bellar?

4 A. That's correct.

5 Q. All right, then what? How was he reacting? I mean, we got a
6 lot a talk about watching the wires and the chats and stuff -
7 -

8 A. Mmm-hmm.

9 Q. -- you were personally there

10 A. Right.

11 Q. Were you able to observe their body language?

12 A. His body mannerisms was picked up. I could tell the adrenal
13 was starting to flow. He was getting amped, like hey, we're
14 gonna start doing this. We need to start formin' up. It was
15 a sense of urgency coming from him, yes.

16 Q. All right, go ahead.

17 A. So again, as we got ready to go in it dramatically downscaled
18 that they were allowing us to come in. We couldn't take
19 signs, but we could bring our firearms inside the Capitol.

20 Q. Let me get this straight, you could bring AR-15's?

21 A. That's correct.

22 Q. Slung. You could carry open weapons; handguns on your side?

23 A. That's correct.

24 Q. But you can't bring in a sign?

25 A. That's correct.

1 Q. All right, go ahead.

2 A. So after we were allowed in we made our way up to the second

3 floor, I believe.

4 Q. Then what?

5 A. There was a large gathering of people that was already on the

6 -- inside of the Capitol already. And a lot of loud chatter;

7 people yelling, getting up in front of the Sergeant in Law's

8 face.

9 Q. Okay. I want to talk about specific people now. You're

10 there, you're observing all this stuff going on?

11 A. That's correct.

12 Q. Do you see Pete there?

13 A. He was there, yes.

14 Q. What was Pete doing?

15 A. He was antagonizing police officers.

16 Q. How was he antagonizing police officers?

17 A. Directly in their face.

18 Q. Like face to face.

19 A. Face to face, yes.

20 Q. And what was he doing?

21 A. I was separated from him. I could hear him at times. Again,

22 there was a large amount of people in there that were all

23 yelling at them.

24 Q. Okay, how About Paul?

25 A. I was directly with Paul, yes.

1 Q. What was he doing?

2 A. We were kind of offset from the crowd itself off against a
3 wall.

4 Q. Okay. And how about Joe?

5 A. Joe was with us at times and then with I believe Pete.

6 Q. All right. Were they looking for anything?

7 A. A fight. They were trying to get the people riled up. At
8 times Joe would yell -- or not Joe, Pete would yell two steps
9 forward trying to move the line per say of people forward
10 towards the -- I think it was the chamber doors.

11 Q. Their voices when they were talking, were they nice, calm,
12 smooth or was it loud, angry? How'd it sound?

13 MR. KIRKPATRICK: And again, your Honor, I would
14 like clarification because my understanding is Mr. Bellar is
15 up next to the wall --

16 MR. TOWNSEND: I'll clarify. I'll clarify that,
17 Andy.

18 MR. KIRKPATRICK: Thank you.

19 BY MR. TOWNSEND:

20 Q. Okay, and let's -- let me rephrase that and I'll try to be as
21 specific as I can. Let's talk first of all -- let's talk
22 about Pete, okay?

23 A. Okay.

24 Q. You said you had talked about you saw Pete in the faces of
25 law enforcement officers?

1 A. That is correct.

2 Q. And I believe a State Trooper or would I be correct on that?

3 A. My understanding is yes. State Troopers and Sergeant of

4 Arms.

5 Q. Was he loud?

6 A. He was, yes.

7 Q. Was he yelling?

8 A. He was, yes.

9 Q. Could you tell whether or not his voice was angry or happy?

10 A. It wasn't pleasant. So, yes, it was angry.

11 Q. All right. How About Joe?

12 A. I did not hear yelling from Joe.

13 Q. Paul?

14 A. I did not hear any yelling from Paul.

15 Q. All right. So it was basically Pete doing all this?

16 A. That is correct.

17 Q. Do you know whether or not when they were up there if they

18 were knocking on doors, anything like that?

19 A. We drifted from the large body of people towards the center

20 and we started knocking on --

21 Q. Who you say we, who are you referring to?

22 A. Joe, Paul, and Pete. When I refer to "we", it's us as we

23 were. That's -- I'm sorry if I keep saying we.

24 Q. That's okay. And if -- when you -- define it when you say we

25 on this date at the Capitol you're gonna be referring to

1 yourself and the three people in the courtroom.

2 A. That is correct, yes.

3 Q. Go ahead.

4 A. Again so, we went towards the center of the Capitol and found

5 what we thought was the chamber doors for the Governor.

6 Q. Really? What happened then?

7 A. They banged on the doors.

8 Q. Who they?

9 A. Joe, Paul and Pete. And then there was two other gentlemen

10 that had rifles with them.

11 Q. Now you say they were pounding on the door, you were there

12 what do you mean by pounding on the door?

13 A. Loud pounding.

14 Q. Was it like a knock?

15 A. No.

16 Q. Okay. What --

17 A. Like a show of force, like hey, come out.

18 Q. What were they saying? Or who it was -- if you can remember

19 who was saying what?

20 A. I can't recall what was being said.

21 Q. All right. Then tell what was saying.

22 A. The exact nature of it I can't recall.

23 Q. That's fine. I just want you only to testify what you can

24 remember, all right.

25 A. That's fine.

1 Q. All right. So, how long did that happen?

2 A. A brief amount of time, the exact amount I'm not sure. We

3 were there for enough to get several photos of the group with

4 their backs up against the wall.

5 Q. All right. Did you have the whole line of 'em up against the

6 wall?

7 A. There was a line of them, yes.

8 Q. Who took that picture?

9 A. A lot of people.

10 Q. Did you take a picture?

11 A. I believe I did, yes.

12 Q. Okay. And I'd like to bring up, I think it's seven. Is that

13 it?

14 MS. DODDAMANI: (Indiscernible).

15 MR. TOWNSEND: Fifteen A.

16 BY MR. TOWNSEND:

17 Q. Okay. If you look over your right shoulder, Dan, can you see

18 that picture?

19 A. I do, yes.

20 Q. And does that picture look familiar to you?

21 A. It is, yes.

22 Q. All right. Is that picture -- did you take that picture? If

23 you remember?

24 A. I believe this one was taken be me, yes.

25 Q. I'm sorry, Dan, I didn't hear you.

1 A. I believe so, yes. There was multiple people that was there,
2 too, taking this direct angle --

3 Q. Okay.

4 A. -- as well.

5 Q. Now I notice you're not in that line.

6 A. That is correct.

7 Q. Can you tell the Court why you're not in that line?

8 A. I'm not wearing any body armor.

9 Q. Okay. And so there was a discussion about that who was going
10 be in that photo --

11 A. They didn't -- they did not want me in the group photo.

12 Q. All right. Do you remember -- do you know whose door that is
13 that you're standing in front of?

14 A. We believed it to be the Governor's door.

15 Q. Okay. Who's on the right?

16 A. Far right that would be Pete.

17 Q. And who's next to him?

18 A. That would be Paul.

19 Q. And who's next to him?

20 A. Joe.

21 Q. Do you know the other three people sit -- in that group?

22 A. The two in the middle were members for a duration of time.
23 They were released from the group from Pete. The far left
24 one I don't want to say for sure. I'm not 100 percent for
25 sure.

1 Q. Only if you know. During this protest and things that were
2 said was that being live streamed to Jason and Hank?

3 A. That was yes.

4 Q. How long were you outside of the Capitol before going in?

5 A. Maybe two hours. The exact amount of time I'm not too sure.
6 I wasn't keeping track of time or anything, mainly just
7 awareness of what these individuals were doing.

8 Q. When you were there and I know you're in front of the
9 Governor's or you think you're in front of the Governor's
10 door or Governor's door or not, that's what you believed?

11 A. That's what we believed, yes. What I believed, yes.

12 Q. Did Pete say anything about the Governor? About maybe seeing
13 her or contacting her or --

14 MR. KIRKPATRICK: I guess I'm going to object to
15 leading. I've let a lot leading questions go, part of it
16 because it traumatic brain injury, but they need to start
17 doing this correctly, your Honor. If he needs his
18 recollection refreshed he needs to have it refreshed. These
19 leading -- I'm objecting that they're leading.

20 MR. TOWNSEND: That question was leading.

21 THE COURT: Yes, it was. Go -- rephrase.

22 MR. TOWNSEND: I will rephrase.

23 BY MR. TOWNSEND:

24 Q. Did Pete say anything about the Governor when they were here
25 at the Capitol?

1 A. Before we gained entry, yes, he did.

2 Q. What did he say?

3 A. He was gonna go to the opposite side of the building and

4 catch that bitch as she came out the emergency exit.

5 Q. And that was Pete?

6 A. That was, yes.

7 Q. All right. I'm going to go to another date now, if we could,

8 all right? We'll move on from April 30th.

9 A. All right.

10 Q. Do you recall a time that you were at the Home Depot?

11 A. That is correct, yes.

12 Q. Okay. Do you recall what that date was?

13 A. I do, yes.

14 Q. What day was that?

15 A. It was a gun buy -- a lower receiver buy between two members

16 of our group.

17 Q. Do you know what -- was it in May?

18 A. That sounds about right, yes.

19 Q. Tell me about it.

20 A. We were meeting up for two individuals to make a purchase off

21 one another.

22 Q. How did that come about? Who -- how was that arranged? Who

23 was arranging it?

24 A. The two individuals arranged the meeting themselves and

25 myself, Paul, and Ty were there as a QRF; a Quick Reaction

1 Force.

2 Q. Why were you there as a Quick Reaction Force?

3 A. They had --

4 Q. Who's they?

5 A. The group of the Watchmen. So, Paul, predominantly Pete and

6 Joe feeling that one of the members there was a Fed as they

7 said.

8 Q. And what happened then?

9 A. So we were there in response to if, in fact, he was a police

10 officer.

11 Q. I'm sorry?

12 A. We were there to if he was, in fact, a police officer. That

13 we would engage him.

14 Q. Okay. Did Paul make any -- did any -- did anyone of these

15 people make any specific threats?

16 A. Paul did, yes.

17 Q. What did Paul say?

18 A. That if a cop shows up he would get out and start shooting.

19 Q. So what happened?

20 A. Fortunately, nothing. The two people met up. They exchanged

21 the lower receiver. Prior to that happened the body

22 mannerism of Paul, he was in my vehicle, the way that he was

23 acting was a bit alarming to myself.

24 Q. Tell me about that. Why?

25 A. Kinda jittery, kinda ready to go. He was amped up hoping

1 that, again, my feel for these guys is they were always --
2 these guys so, Joe, Pete and Paul and other members of the
3 group, that they were wanting to do violence against law
4 enforcement. So, recognizing those body languages that Paul
5 was exhibiting in my vehicle, I took it as the opportunity to
6 move from the middle of the parking lot to back up further up
7 to an embankment to create distance so if, in fact, a police
8 officer did show up that it would buy time for a closing
9 distance for that officer -- basically time for that law
10 enforcement officer if Paul were to get out of the vehicle.

11 Q. All right. Let's move on, shall we? You remember a Black
12 Lives Matter protest?

13 A. I do, yes.

14 Q. It would have been -- would that have been in -- later that
15 month?

16 A. Yes.

17 Q. All right. How did that come about? Was there any type of
18 meeting beforehand, after hand and why was there a --
19 something going with the Black Lives Matter?

20 A. What led up to it, it was the various Black Lives Matter
21 protest that were happening throughout the country. Later at
22 night the group believed that Antifa was getting embedded
23 with them and they were the ones rioting throughout the
24 streets. So, we were going to go down in support of --

25 Q. Who was we?

1 A. The Wolverine Watchmen. So, Paul, myself, Dan Harris, a
2 gentlemen Solomon would go down there to support for other
3 protestors that were gonna be protesting.

4 Q. And how were you gonna do that?

5 A. We had other members that were in the protest themselves that
6 were gonna be protesting and if law enforcement did what they
7 deemed violence on them, so either pepper spray, tear gas --
8 the National Guard got involved we would go down as a QRF, on
9 a the Quick Reaction Forces and extraction and then get into
10 a gun fight with the police officers.

11 Q. All right. Was there discussions -- discussions regarding
12 tactics?

13 A. There was.

14 Q. Or tactical advantage?

15 A. There was, yes.

16 Q. Tell the Court about that.

17 A. At Paul Bellar's house several of us met up there, went over
18 -- we pulled up Google Earth imagery.

19 Q. Go ahead. What?

20 A. We pulled up Google Earth imagery. So, a map of the area
21 that we'd be going to. Was looking for where the protest
22 would be taking place at, cause we knew that the group was
23 allowed to be protesting on certain streets. I'm not sure on
24 specifics. But we're pulling up on like larger scale
25 buildings so we can get an elevated stand point for -- so a

1 point of view dominance. So, we're breaking up our kits. So
2 the gear that we had we had night vision capabilities,
3 ballistic armors and just getting our proper mode set and a
4 plan to go down there.

5 Q. What was the -- tell me about the plan.

6 A. That we would be embedding, I believe, two individuals to be
7 in the protests. I don't know if they wanted to instigate
8 it, but if they came in direct contact with police we would
9 go down there to reinforce them.

10 Q. All right. Did you go down?

11 A. We did, yes.

12 Q. Tell the Court about that.

13 A. So, we made our way down there. We staged adjacent to where
14 the protestor was going at.

15 Q. What do you mean staged?

16 A. We parked in a vacant parking lot inside my vehicle.

17 Q. Did you have -- did the Wolverine Watchmen or did you have
18 anyone monitoring the scene?

19 A. We had another member of the group monitoring on it. He had
20 a high end police scanner.

21 Q. Do you remember that individual's name?

22 A. I believe his tag name was Choose to Shrug.

23 Q. Choose to Shrug?

24 A. Yes, that's correct.

25 Q. All right, go ahead.

1 A. So, he was monitoring the police scanner giving us live
2 updates of where law enforcements was moving. Ty Garbin, he
3 is a aviation mechanic. He had assets for --
4 Q. Say he was a what?
5 A. A aviation mechanic.
6 Q. Go ahead.
7 A. So, he had assets on his tablet to monitor what kind of air
8 assets were in the skis.
9 Q. Oh, like helicopters stuff like --
10 A. That is correct. So, we knew that there was three
11 helicopters, but Ty could only see two visible so that we
12 knew there was a government helicopter above us. So, it was
13 probably a National Guard one.
14 Q. All right, go ahead.
15 A. From there we just staged. As the night progressed I'm not
16 sure who made the decision, but --
17 Q. Where did you come from?
18 A. Paul Bellar's house.
19 Q. And where's that located?
20 A. I think in Milford.
21 Q. All right. And then you went down to Detroit?
22 A. That is correct.
23 Q. Who drove?
24 A. I did.
25 Q. Were you told -- did you decide to drive on by yourself or

1 were you instructed to drive?

2 A. I did that to maintain positive control with -- amongst the

3 group.

4 Q. All right. Tell who was in your car.

5 A. Ty Garbin, Paul Bellar, Dan Harris and then Sullimen (sic) was

6 his tag name.

7 Q. How were you attired?

8 A. On the way down, just civilian attired with our pistols on

9 us. As the night progressed we donned ballistic body armor.

10 Q. Okay. Let's go ahead. You got down there. What time did

11 you get down there about?

12 A. The exact time I'm not sure. It was dark, it was not

13 daylight.

14 Q. All right. You're in this staged area.

15 A. We are, yes.

16 Q. How long did you stay in that staged area?

17 A. An hour, possibly two hours.

18 Q. All right. And when you're in this staged area did you stay

19 did you stay in your civilian attire?

20 A. We did, yes.

21 Q. Then what -- when was it you changed?

22 A. The exact time I'm not sure. I'm not sure who gave the

23 directive to change, but that's when we donned, so we put on

24 ballistic body armor.

25 Q. How About weapons?

1 A. We retrieved weapons, as well.

2 Q. What typed of weapons?

3 A. Various; we had AR-15's. One individual might of had an

4 AK47. His platform -- so his weapon changed from various

5 days and trainings.

6 Q. Who was that?

7 A. Dan Harris.

8 Q. All right, then what?

9 A. We got back in my vehicle.

10 Q. Did anybody say anything about escalation of any sort?

11 A. That would be if escalation amongst the protestors were to

12 ramp up that we would counter the police officers. So we

13 would out flank them and come up from behind.

14 Q. Okay. Was there any specific threats made by any one of

15 these three individuals that you recall?

16 A. I can't recall on that specific day.

17 Q. And what was your roll in this?

18 A. I drove.

19 Q. Okay. I know you drove. If things were to escalate what was

20 your -- what were you gonna do?

21 A. I know I had a live feed on my body, so that the FBI was

22 monitoring and had placements of resources down there. If we

23 were to start moving towards law enforcement I would try to

24 slow or delay our progression there.

25 Q. How would you do that?

1 A. Being that it's in a vehicle just taking different roads.

2 I'm not really sure on how that would progress.

3 Q. Did they ever have to come to that?

4 A. No, we stayed stationary.

5 Q. Then, all right, how long were you -- how long were you there

6 total?

7 A. Several hours. It was enough that I was in fear of the live

8 feed -- the battery dying.

9 Q. Okay. So, then what happened?

10 A. We made our way back to Paul Bellar's residence.

11 Q. All right. Now there was -- let me move on again, all right?

12 We're gonna do that. I'm gonna -- I want to actually go to

13 like June 3rd. Do you remember back -- recall a leadership

14 meeting?

15 A. I do, yes.

16 Q. Okay. And where did that take place?

17 A. At Ty Garbin's residence.

18 Q. Where is that located?

19 A. Hartland.

20 Q. Hartland? Was there any discussion prior to this leadership

21 meeting, do you recall?

22 A. There was a wide array of discussions leading up to it. We

23 communicated on a Wire daily.

24 Q. And what was the purpose of this meeting?

25 A. A leadership structure.

1 MR. TOWNSEND: Let me have one moment, Judge.

2 BY MR. TOWNSEND:

3 Q. Okay, before I get into the leadership meeting you had
4 indicated for this Black Lives Matter it was a QRF?

5 A. A Quick Reaction Force, yes.

6 Q. Okay. Do you know how that Quick Reaction Force came into
7 being?

8 A. Through the shad -- or a ghost group that Paul Bellar made.

9 Q. Okay. Talk with me -- tell me about that.

10 A. It was a branch --

11 Q. And you said Paul Bellar?

12 A. That is correct, yes.

13 Q. Go ahead.

14 A. It was an adjacent group that Paul Bellar created separate
15 from the Wolverine Watchmen.

16 Q. And what was the purpose?

17 A. More of shadow opps under the radar.

18 Q. What do you mean these shadow opps?

19 A. That was the word -- the adage that Paul Bellar directed us
20 as was shadow opps. So just being a smaller more code words,
21 not being so -- more opps sec, so operation security on
22 various platforms of communication.

23 Q. And was it a process of how it would be deployed?

24 A. Regional based. So, we sectioned up into different, you
25 know, regions of Michigan; if you're on the western side, the

1 central side or the eastern side.

2 Q. The gun sale and at the Home Depot was there a deployment of

3 the -- well, was there ever a deployment?

4 A. That was the QRF element. So, the Quick Reaction Force of

5 that region, yes.

6 Q. How about was there a deployment somewhere in Detroit?

7 A. I believe with that the Black Lives Matter that was the QRF

8 element for that region, yes.

9 Q. Who authorized the deployment?

10 A. Paul did.

11 Q. Let's go to this leadership meeting, shall we?

12 A. We shall.

13 Q. I believe you said it was at Ty Garbin's house?

14 A. That is correct.

15 Q. Who was there?

16 A. Joe, Ty, myself, Dan Harris and Jada.

17 Q. All right. What happened?

18 A. And Paul was there, as well. I don't know if I mentioned

19 him.

20 Q. Better keep that voice up for me.

21 A. It was just a structure based for the group, some designating

22 act of roles. So, putting a label with that person. We knew

23 -- so, the Wolverine Watchmen through the vetting process you

24 knew that was a leadership role. At training when

25 individuals talk and Joe would introduce people as this is

part of our leadership role. So, Dan Harris was wanting to make more of a distin -- hey, this is the CEO, this is -- a more structure base.

4 Q. So what happened?

5 A. We designated up, basically.

6 Q. Who was designated?

7 A. It was a vote for each person and then it went from there.

8 Q. All right. What did it ultimately end up as?

9 A. As Joe as the commander.

10 Q. And who was XO?

11 A. I became the XO.

12 Q. That would be executive officer, yes?

13 A. That is correct, yes.

14 Q. Anything else you can recall?

15 A. There was kinda like lieutenant. Dan Harris wanted to do it
16 like a gang structure. But I think it just became --

17 MR. KIRKPATRICK: I'm sorry, I missed that last.

18 Did he say gang structure?

THE COURT: Yes.

20 MR. KIRKPATRICK: I would object to that
21 characterization. A lieutenant. There's no foundation that
22 a lieutenant has anything to do with a gang.

23 || MR. TOWNSEND: Let me --

24 MR. KIRKPATRICK: Sounds military term to me, your
25 Honor.

1 MR. TOWNSEND: Let me rephrase the question if I
2 may, Judge?

3 THE COURT: Okay.

4 BY MR. TOWNSEND:

5 Q. Can you -- why did you define that as a gang? What's your
6 basis for doing that?

7 A. Dan Harris actually brought up that it was a -- kind of a
8 gang structure and then him and I went back and forth as if
9 it was gonna be a gang structure or more military related
10 structure. How it came be on that, I can't really recall the
11 specifics, but we just for a hard print a CO and an XO.

12 Q. All right. But it was Dan Harris that brought up the issue
13 about the gang structure?

14 A. That's correct, yes.

15 Q. All right. And who's Dan Harris?

16 A. He is a member of the Wolverine Watchmen.

17 Q. All right. So what else? Was there -- was there discussions
18 about different things?

19 A. Funding and Ohio, I believe was brought up at that point.

20 Q. What about Ohio?

21 A. Joe made references throughout the duration leading up to
22 that that he had national contacts and this was gonna be
23 gathering of the minds.

24 Q. Okay. And I believe Boogaloo, you know what that is?

25 A. I do, yes. I'm familiar with it.

1 Q. What is that?

2 A. A more lower generation term for like a civil war.

3 Q. Okay. Was there any discussion regarding that, if you
4 recall?

5 A. I know it was mentioned. The exact details of it I can't
6 recall, no.

7 Q. Were any politicians mentioned during this leadership
8 meeting?

9 A. I'm not recalling at this time. I can't recall at this time.

10 Q. Okay. Who's Adam Fox?

11 A. He is Michigan's contact for a national movement.

12 Q. And was that discussed about him at all at this leadership
13 meeting, if you recall?

14 A. I don't know if he was brought up at this specific meeting.
15 He has been brought up.

16 Q. Tell me about that.

17 A. At first reference he was Joe's, a -- a no shit about the
18 movement kinda --

19 Q. A what?

20 MR. KIRKPATRICK: And, your Honor, I'd ask for a
21 timeline. And again, I'm sorry, but --

22 THE COURT: I was assuming that he's talking about
23 the -- the leadership meeting at Ty Garbin's.

24 MR. KIRKPATRICK: And I think -- I don't think -- I
25 think he said he doesn't --

1 THE COURT: Well --

2 MR. KIRKPATRICK: -- doesn't think it was that.

3 BY MR. TOWNSEND:

4 Q. Can you give us any type of specific time frame and if not
5 just let me know? I mean, don't --

6 A. Not at this time, no. I'm sorry.

7 Q. Okay. Would it be fair to say that these statements by --
8 that you're talking about was within the period of time that
9 you were a confidential human source for the FBI?

10 A. That is correct, yes.

11 Q. Would it be fair to say it was during time frames of meetings
12 or something?

13 A. Yes.

14 Q. Okay. If that's that best you can give us. Do you still
15 remember those discussions regarding Adam Fox?

16 A. I remember discussions with Adam Fox, yes. The exact
17 timeline, again, cause this incorporated over a long time and
18 again, I had a life outside of this so trying to recall
19 specific -- a timeline --

20 Q. And if you can't recall a specific -- do you recall a
21 discussion about Adam Fox?

22 A. I recall discussions pertaining to Adam Fox, yes.

23 Q. Tell me about those discussions.

24 A. One, the exact date I'm not sure, but that he was a -- in
25 Ohio or going to Ohio that was leading up to that. That he

1 was no shit about the movement. This was the real deal.

2 MR. KIRKPATRICK: And, your Honor, I would like
3 clarification of who's saying this to -- regarding Adam Fox.
4 This is important.

5 MS. DODDAMANI: Yes, but it's a lot of
6 interruptions.

7 MR. KIRKPATRICK: I understand that.

8 MS. DODDAMANI: And you have a lot to cross-
9 examination coming.

10 THE COURT: Well, I think were all the people at
11 that meeting with -- associated with the Watchmen group?

12 THE WITNESS: Yes.

13 THE COURT: Okay. I'm satisfied. Go ahead.

14 MR. TOWNSEND: Go ahead, thank you.

15 THE COURT: Overruled.

16 BY MR. TOWNSEND:

17 Q. Go ahead.

18 A. What would you like?

19 Q. About -- talking about Adam Fox, Ohio that kind of stuff.

20 A. What the time frame?

21 Q. All right. Let's go back about your discussion -- there were
22 discussions --

23 A. Yes.

24 Q. -- regarding Adam Fox, who he was that kind of thing, yes?

25 A. Yes.

1 Q. Tell me about those discussions -- Adam. Don't worry about
2 what time or when it was, just tell me about the discussions.

3 A. I did not know who Adam Fox was up until June. Joe made
4 several references to him as having a contact in Michigan.
5 He's about this -- up to June and then on June 14th is when I
6 became familiar with who Adam Fox was.

7 Q. And how did you become familiar with that?

8 A. Joe approached me with it -- he played several Facebook
9 Messenger audio clips and then we called him at training on
10 the 14th.

11 Q. All right. Was there dis -- I want to go back to the
12 leadership meeting if you can remember, and if not as best
13 the time frame as you can, was there ever discussions with
14 regard to uniforms of any sort? Or using uniforms for
15 specific purposes?

16 A. They -- Joe didn't want to have uniforms, cause that would
17 kinda make us as an organization or as a group. I viewed
18 that we already were. We had Facebook. We went to Wire
19 (indiscernible) encrypted chat form and then we had a
20 leadership role amongst us.

21 Q. Was there ever discussions about being arrested?

22 A. There was. I mean, we -- going back to your uniforms, that's
23 where the Hawaiian shirts kinda came into play with the
24 Boogaloo movement.

25 Q. Okay. I believe you talked about that there were discussions

1 about going to Ohio?

2 A. There was, yes.

3 Q. What city in Ohio?

4 A. Joe was referencing as Columbus because of the standup time.

5 It was such a short, short window to that we didn't know what

6 we were going to be walking to. We as in the people that

7 were there at Ty Garbin's house.

8 Q. The people that were there were members of the Wolverine

9 Watchmen?

10 A. That is correct, yes.

11 Q. Go ahead.

12 A. So, going down there we didn't know where it was going to be

13 at, as far as, we knew -- understood that with COVID

14 restrictions it wasn't gonna be in a lobby so it might have

15 been at somebody's house. And it just didn't sound or feel

16 right to go on such a short window to Ohio at that time.

17 Q. So what happened?

18 A. We did not go.

19 Q. Was there a discussion about what was going to be conducted

20 in Ohio?

21 A. Gathering of the minds and that was the directive per Joe.

22 Q. What do you mean gathering of the minds?

23 A. Like minded individuals throughout the country.

24 Q. For what purpose?

25 A. I believe the Boogaloo movement was mentioned at the time,

1 but he kept it pretty lid tight on it.

2 Q. All right. You talked about a phone call when the first time

3 that you found about Adam Fox, it was about a phone call?

4 A. That's correct.

5 Q. Is that -- or was that a group discussion?

6 A. It became a group, yes.

7 Q. Tell the Court about that.

8 A. It happened at the Munith property, so at Joe's residence,

9 during training.

10 Q. Do you recall what date that was?

11 A. On June 14th.

12 Q. June 14th. Go ahead.

13 A. It was towards the end of training event. Joe and I were

14 talking separately about --

15 Q. Okay. There was a training event on June 14th?

16 A. That is correct.

17 Q. What type of training event?

18 A. Firearms training, tactical training.

19 Q. Did anybody come up with any type of training schedule for

20 that date?

21 A. I --

22 Q. We're gonna show you an exhibit that's already been entered

23 too, so PX#14. Look over your right shoulder. Familiar with

24 that?

25 A. Yes.

1 Q. What is it?

2 A. An itinerary on what was gonna be conducted throughout the

3 day.

4 Q. And who -- who presented that itinerary?

5 A. I believe Paul did. He instructed a lot of the tactical

6 classes.

7 Q. I didn't hear what you said?

8 A. He instructed the classes that were conducted at the Munith

9 residence.

10 Q. Okay. And would this been on -- at the top of it, it says

11 June 14th, 2020, do you see that?

12 A. That is correct.

13 Q. Was that a training -- that was one of your training dates?

14 A. That was a training date, yes.

15 Q. Okay. I want to go through this real quick cause as far as

16 definitions on some of these, if you know. What's a driver

17 down situation?

18 A. So, if a driver becomes incapacitated, whether it would be

19 from a medical condition or a gunshot wound that he would

20 need aide either rendered or the passenger would have to gain

21 positive control of the vehicle.

22 Q. Do dismounting and moving around a vehicle?

23 A. Exiting the vehicle and movement around it.

24 Q. For what purpose was that training?

25 A. Tactical or if a driver down.

1 Q. And did you have -- was training -- it says here taking a in
2 quotes (sic) (possible) hostile vehicle takeover?

3 A. Yes.

4 Q. What is that?

5 A. That you have a hostile vehicle, so an aggressor force coming
6 at you and you an assault on them.

7 Q. Ambush tactics?

8 A. Yes.

9 Q. What's that?

10 A. Depends on the context if it's gonna be a taking over a
11 vehicle or a dismount.

12 Q. Okay. You have here or what's on this list, this one is
13 planned ambushes.

14 A. Okay.

15 Q. What is a planned ambush?

16 A. Where you are aware of where a element might be coming
17 through and that you can have a ambush in place, set to -- to
18 neutralize that threat.

19 Q. What do you mean by neutralize?

20 A. To kill.

21 Q. Opportunity ambushes.

22 A. That's when an ambush is not in place, but it just one arises
23 and you are able to set forth on it.

24 Q. Are you familiar with L-shaped ambushes?

25 A. I am familiar with it, yes.

1 Q. Did you use that when you were in the military?

2 A. We had training on it, yes.

3 Q. What is an L-shaped ambush?

4 A. Exactly how it sounds. Just a -- like a capital letter L and

5 you wait for an element to get directly in the middle of it

6 so that you can kill everything inside that kill box.

7 Q. All right. Responding to an ambush/flank. What's that?

8 A. That would be that yourself would be in movement and you

9 receive small arms fire and then responding to that and then

10 bounding out or breaking contact from that.

11 Q. All right. Then there's the lower section there. Do you see

12 the lower section there?

13 A. Yes.

14 Q. It says medical.

15 A. Yes.

16 Q. All right, we know CPR. What is M-A-R-C-H?

17 A. I'm not familiar with that acronym.

18 Q. All right. It says "When is the right time to scream for a

19 medic?" What type of training is that?

20 A. When you sustain a gunshot wound.

21 Q. Giving self-aide.

22 A. So, that would be like yourself is injured. Let's say for

23 example shot and rendering aide to yourself until someone

24 else can come up and help you.

25 Q. Did this training actually take place?

1 A. Yes, it did.

2 Q. And where -- where was this at?

3 A. At the Munith residence.

4 Q. Okay. With this type of training how many people was at that

5 training?

6 A. A large number.

7 Q. Were they members of the Wolverine Watchmen?

8 A. They were, yes.

9 Q. You have a large number there. Did every one of those people

10 go through every single one of these at the same time?

11 A. We broke up in groups, yes.

12 Q. Okay. Tell me about that.

13 A. So, we had sectioned off I -- myself and Ty Garbin took over

14 the vehicle at Paul's direction. He did the medical. And I

15 believe Dan Harris had the ambush.

16 Q. What type of -- how -- tell me about the medical training.

17 I'm kinda interested in that.

18 A. I myself did not go through that portion of it.

19 Q. That's all right.

20 A. I stayed with the vehicle.

21 Q. All right. Only if you know. All right. So how long did

22 this training take place?

23 A. A few hours.

24 Q. Who was in charge of this training?

25 A. It was at the directive of Joe, and the block list of

1 instructions were put on by Paul.

2 Q. You say it was at the direction of Joe?

3 A. It was at his residence, so he -- the time for that training
4 was approved for him.

5 Q. Okay. And who was the actual person in charge of the
6 training itself?

7 A. Paul.

8 Q. Did you assist in this training?

9 A. I did, yes.

10 Q. Tell the Court how you assisted.

11 A. I assisted in the vehicle maneuvers.

12 Q. All right. All right. After the training is when I believe
13 you had indicated that there was communication regarding Adam
14 Fox, yes?

15 A. That is correct, yes.

16 Q. Tell me about -- tell the Court about that.

17 A. Joe and I were talking directly about Adam. He played a few
18 of the audio clips and then he called him directly.

19 Q. Tell us about -- and who was on this phone conversation?

20 A. Myself, Dan Harris and Ty Garbin. Paul had left early.

21 Q. What happened?

22 A. The phone was very distorted. But Adam was going on about we
23 need to -- to get together. We need to start forming up for,
24 you know, in essences political violence would evolve from
25 him. We were trying to get a timeline on when we would get

together for a meeting with Adam. He was trying to set something up at the Vac Shack. It was bounced between that and a protest in the middle -- early of the week.

4 Q. You stated you heard an audio tape?

5 A. I did, yes.

6 Q. Who else was there when listening to the audio tape?

7 A. Joe, he played the audio tape.

8 Q. Joe Morrison?

9 A. Yes.

10 Q. The person over there?

11 A. That is correct.

12 Q. Right here? Okay. And do you recall what was on the audio
13 tape?

14 A. I recall hearing the audio tape. The words of it I can't
15 give a direct quote.

16 Q. Okay. Do you know, if you can, as far as, any threats made?

17 A. Against the Governor.

18 Q. Like what?

19 A. The word for word I can't recall. Adam echoed a lot of the
20 terminology from that day, again, later in the day on the
21 phone call with him that I had.

22 MR. TOWNSEND: Okay, I take it's already been
23 admitted.

24 MR. KIRKPATRICK: Your Honor, can I -- we've been
25 here -- can we take a quick break, your Honor?

THE COURT: I'm gonna do it at 10:30.

MR. KIRKPATRICK: Okay, thank you.

3 BY MR. TOWNSEND:

4 Q. All right. It was kind of hard to hear shall we say?

5 A. Yes. There was numerous gunfire going off in the background.
6 The phone was broken up.

7 Q. Okay. Of course this is at the Munith property?

8 A. That is correct.

9 O. So, was the conversation ended at that point?

10 A. Yes.

11 Q. Does it come a point and time that another phone call was
12 made?

13 A. There was, yes.

14 Q. Tell the Court about that.

15 A. That occurred later, about an hour and a half to two hours
16 later with the presence of Jason and Hank.

17 Q. With their office?

18 A. That's correct, yes.

19 Q. Tell the Court what happened.

20 A. Called Adam and we were talking directly. He was going on a
21 rather long rant about his displeasure with the Governor.

22 Q. Tell me about the rant.

23 A. I believe he wanted to hog tie her on a table and kind like a
24 DEA presentation, like a drug bust.

25 Q. Explain that.

1 A. As far as?

2 Q. You said DEA presentation, hog tying, explain the whole

3 thing.

4 A. So, you'd always see like the drug bust. So, Adam

5 referencing to on television with the DEA laying out drugs on

6 a table kinda spread out. That's what he wanted to --

7 Q. Do to the Governor?

8 A. Yes.

9 Q. How so?

10 A. Like hog-tied.

11 Q. Did he want to do with anything after she was hog tied on the

12 table?

13 A. On that timeline I can't recall what he said, but he wanted

14 to kidnap the Governor.

15 Q. All right. What did he say about that, if you remember --

16 what you remember?

17 A. Pertaining to the entire duration of time?

18 Q. Yes.

19 A. Shaping up bounced between kidnapping and killing the

20 Governor.

21 Q. Between kidnapping and killing her?

22 A. Yes.

23 Q. All right. Now on this conversation you had were Jason and

24 Hank were there, were they?

25 A. They were, yes.

1 Q. Okay. How long would that conversation take place?

2 A. The exact amount of time I'm not sure.

3 Q. Was there any discussion regarding the Capital?

4 A. There was, yes.

5 Q. What discussion?

6 A. Adam wanted to storm the Capital.

7 Q. Did he indicate how he was going to do it?

8 A. Just take 200 guys, go up in there, take hostages, televise
9 it and execute the Governor. And then hopefully that
10 reinforcements would respond to responding officers.

11 Q. So he wanted to televise it?

12 A. He did, yes.

13 Q. Did he say why he wanted to televise it?

14 A. To kick off the Boogaloo movement.

15 Q. All right. Did he say when he wanted to do this?

16 A. There was talks of the 18th.

17 Q. Would that be -- what month?

18 A. June 18th.

19 Q. June 8th, huh?

20 A. June 18th.

21 Q. Tell me about that.

22 A. The -- cause I had a discussion with Pete, as well, on the --
23 I believe the 14th, as well, about that.

24 Q. All right. Tell me about the discussion with Pete.

25 A. Pete just wanted to get together with the -- a gathering of

1 guys and just go in there and take the Capitol and just kick
2 it off right there.

3 Q. And you were there with them. You saw the body language. In
4 your opinion, was he serious?

5 A. He was very serious. I said, hey, if we do this there's no
6 tomorrow. Referencing this was, I believe on a Thursday, so
7 saying that was --

8 Q. What do you mean there's no tomorrow?

9 A. I said to Pete that, you know -- Pete said, we would be on
10 the run. I said, no, we'll be dead, I'm like or dead. And
11 he said or dead. And I'm like so there's no tomorrow. This
12 is gonna happen on the 18th, if we're gonna take the Capitol,
13 there's no walking out of this. That's worst case scenario.

14 Q. And what did Pete say, if anything, what he was gonna do when
15 he got inside?

16 A. So, talking with Adam, Pete said that this was no joke about
17 what was leading up with Adam. That this is about putting
18 rifles in front of law enforcement or police officers' faces
19 and politician faces and pulling the fucking trigger.

20 Q. That was his language?

21 A. That was his language.

22 Q. Then what?

23 A. So, just talking back and forth with Pete emphasizing on,
24 hey, if we do this on the 18th there is gonna be no tomorrow.
25 I don't know the state of mind that Pete was in? He had

1 distanced himself prior to the 14th. He was ready to go in
2 my eyes on that. So, that's -- I've talked him down, or at
3 least I felt that I've talked him down from --

4 Q. How did you talk him down?

5 A. Again, just reiterating on -- and he said he would make
6 statements like, "Hey, I lived my life. I built my family."
7 Joe would counter that saying, "Well, this is your family."
8 You know, emphasize to the grandchildren that were there.
9 So, Joe was kind of reiterating with me like there's gonna be
10 no tomorrow if we go through with this.

11 Q. All right. Did you have a concern that whether or not they
12 were going to actually try to go through with this on the
13 18th?

14 A. Enough that I separated myself at the training on the 14th.
15 I went over to my vehicle and, again, I knew that I had a
16 live feed device on me that spoke into it saying that there
17 might be potential violence on the 18th. And I knew Jason
18 and Hank were monitoring to that.

19 Q. All right. Let's go to June 18th.

20 THE COURT: We're close enough to 10:30. It's been
21 almost two hours so what I'm gonna ask Lynn to do is
22 obviously cut off the audio. Let us know. I would then like
23 whoever escorted this witness in to take the witness out and
24 everyone else remain where they're at and I will give the
25 instruction.

1 MR. TOWNSEND: Very well, your Honor.

2 THE COURT: Thank you.

3 MR. TOWNSEND: Brian?

4 THE COURT: We'll meet back at quarter 'til eleven.

5 MR. TOWNSEND: Very well, your Honor.

6 THE COURT: Okay, thank you.

7 MR. KIRKPATRICK: Thank you, your Honor.

8 MR. TOWNSEND: Thank you, your Honor.

9 (At 10:26 a.m., off the record)

10 (At 10:49 a.m., back on the record)

11 THE COURT: Okay. Audio only?

12 MS. CAVANAUGH: Audio only.

13 THE COURT: Okay. I'd ask the escort to bring Dan

14 back in. I'm intending just to go to noon. Again, if that's

15 okay break at one o'clock?

16 MR. TOWNSEND: I'm hoping to --

17 THE COURT: Okay.

18 MR. TOWNSEND: I'm hoping to be done well before

19 noon.

20 THE COURT: Okay.

21 MR. TOWNSEND: But that's just a hope.

22 THE COURT: We can always inspire.

23 MR. KIRKPATRICK: All I would ask, your Honor, is

24 if we only have like --

25 THE COURT: I'm not --

1 MR. KIRKPATRICK: -- twenty, fifteen minutes before
2 noon if we could maybe go early --

3 THE COURT: For time --

4 MR. KIRKPATRICK: -- or come back earlier. I just
5 -- I would prefer to do the cross-exam in one, if the Court
6 will allow.

7 THE COURT: From a practitioner's standpoint, that
8 makes a lot sense. So, I don't have a problem with that.

9 You remain under oath, thank you. And I think Mr.
10 Townsend is gonna continue questioning you. Go ahead.

11 MR. TOWNSEND: Thank you, your Honor.

12 BY MR. TOWNSEND:

13 Q. Now, Dan, I now want to -- let's move forward to June 18th,
14 2020. Do you recall that date?

15 A. I do, yes.

16 Q. What date is that?

17 A. It was a Capitol protest.

18 Q. Okay. And do you recall seeing anybody from the Wolverine
19 Watchmen there?

20 A. They were present, yes.

21 Q. Who was that?

22 A. Joe and Pete.

23 Q. Okay. Do you know if -- how about Adam Fox?

24 A. Adam Fox was present, yes.

25 Q. Okay. Do you know whether or not that was the first protest

1 he attended, if you know?

2 A. He attended others just by --

3 MR. SOMBERG: Objection. Who -- who's -- is he
4 referring to?

5 THE WITNESS: Adam.

6 THE COURT: Okay. Thank you.

7 BY MR. TOWNSEND:

8 Q. Do you recall whether or not Paul Bellar was there?

9 A. I believe he was, yes.

10 Q. Okay.

11 MR. KIRKPATRICK: I guess I would object. Either
12 he was or he wasn't.

13 THE COURT: Well, I -- I think in response to the
14 question he can say I believe he was there. And then you can
15 flush it out with examination basically --

16 MR. KIRKPATRICK: Very well, your Honor.

17 THE COURT: -- say it, I'm not sure.

18 BY MR. TOWNSEND:

19 Q. Did Adam Fox do anything when -- first of all, let me
20 rephrase that. Did you all come in contact with Adam Fox?

21 A. We did, yes.

22 Q. Did he do anything when he saw you bunch of Wolverine
23 Watchmen?

24 A. He did like a pat down of myself like feeling for a wire.

25 Q. All right. Did he do it just to you or did he do it

1 everybody?

2 A. He did it to me.

3 Q. All right. What happened?

4 A. Just discussion about what we need to as getting together for

5 the Capitol.

6 Q. Okay. Was Adam making this discussion?

7 A. Adam was making the discussion, yes.

8 Q. What did Adam say?

9 A. To me Adam said that he wanted to storm this motherfucker

10 right now.

11 Q. What else did he say?

12 A. That's when the statement about legitimate paperwork, taking

13 hostages, hoping that reinforcements show up.

14 Q. So, you refer anything back to the Governor?

15 A. I was referring to the Governor.

16 Q. Say again?

17 A. He was referring to the Governor.

18 Q. All right. Again, tell me what specifics.

19 A. To hog tying her.

20 Q. He brought that up again?

21 A. Yes. And that -- the previous statement before break of

22 executing her on television.

23 Q. Was there discussion about these assault on the Capitol?

24 A. He wanted to do it. That's when the numbers came about.

25 Q. He wanted to do it that day?

1 A. He was wanting to leading up to it. Fortunately, because the
2 amount of numbers wasn't there.

3 Q. You got to explain it for me.

4 A. So, it was a militia protest that was gonna be there on that
5 particular day. So they were anticipating a large number of
6 people being there so they wanted to kick that movement off
7 on that day. And that was coming back to the 14th
8 conversation with Pete where he was saying, hey --

9 Q. Were they talking numbers?

10 A. They were wanting at least 200 people to take it.

11 Q. Okay. What -- and -- kicking off what movement?

12 A. The Boogaloo.

13 Q. All right. So you talked about the numbers -- 200. What
14 happened?

15 A. Between Joe and Pete and myself with Adam the conversation
16 was going like this isn't place because we didn't have enough
17 people there as a whole at that protest.

18 Q. Did anything -- anybody suggest what could happen to them?

19 A. Stemming up to it -- leading up to that day Pete made that
20 statement that you might have to turn your gun on the person
21 next to ya.

22 Q. Was there a decision whether or not there was enough or not
23 enough people there to accomplish the --

24 A. Joe said there wasn't enough people there. Again, going back
25 to the 14th that was the discussion with Pete. They were

1 wanting to do this on the 18th and that's when I was saying,
2 hey, we can't do this on that day there's gonna be no
3 tomorrow. It was going in that direction, fortunately, there
4 was not a large gathering of people on there that day.

5 Q. All right. A couple days later, you recall a meeting?

6 A. I do, yes.

7 Q. In Grand Rapids?

8 A. I do, yes.

9 Q. Tell the Court about that.

10 A. That was a meeting at the Vac Shack with Adam, myself, Ty
11 Garbin --

12 Q. Who else, as best you can remember, who else was there?

13 A. Paul Bellar, myself, Ty Garbin, Adam Fox and Amanda.

14 Q. Any of the others like Danial Harris or any of those?

15 A. No.

16 Q. All right, go ahead.

17 A. We were representatives as the Watchmen for Adam to gather
18 resources and what kind of equipment we could.

19 Q. Gotta keep that voice up for me, okay?

20 A. Yeah. Just gathering resources for one another, like
21 equipment. He discussed about what went on in Ohio. The
22 Ohio that we did not go to.

23 Q. What did he discuss about Ohio?

24 A. That the first one was a gathering of minds; getting a
25 direction of what we were gonna be going to.

1 Q. Were you talking about the direction?

2 A. Kinda picking out things.

3 Q. Go ahead. What was said?

4 A. Michigan was a leading, I don't want to say candidate for it.

5 They were watching Virginia as a whole because of the rally's
6 that were going on out there. We were keeping in mind for
7 July 4th something might -- violent actions might happen out
8 there. And we were talking amongst ourselves in the basement
9 whether or not we would be going to Virginia and helping them
10 or we would stay in Michigan and piggyback off of violent
11 actions happened in Virginia.

12 Q. Any further discussion?

13 A. Just going on, of what kind of resources we need for the
14 Capitol. Adam was fixated on taking the Capitol. Ty Garbin
15 started talking to him about, hey, we need to monitor people.
16 We need to get people in place, picking up patterns on who's
17 coming in and out of the Capitol. Kind of scaling Adam down
18 of just an all-out assault on there.

19 Q. Were you attempting to do that too?

20 A. I was monitoring.

21 Q. All right, go ahead. Continue. Any further discussions
22 regarding the Capitol, the Governor, politicians, anybody?

23 A. It was a long discussion we were down there for several
24 hours. Adam, he wanted us to drop all of our cellphones in a
25 -- in a box. I maintained positive control of a live feed

1 and a recording --

2 Q. How'd you do -- I mean, go ahead. Explain that and how did

3 you do that?

4 A. As far as?

5 Q. Did you all drop your phones in the bucket?

6 A. We did, yes.

7 Q. And you would still having the capability, I won't ask you

8 how, but you still had the capability for the live wire for

9 the agents?

10 A. I went for that, yes.

11 Q. All right, what happened?

12 A. So that -- everything down there was recorded and live. As

13 Adam gets going on about taking the Capitol and the Governor.

14 Q. You had talked about him wanted her hog-tied, at -- any --

15 any other kind of threats against the Governor by him at that

16 meeting?

17 A. Just the kidnapping. A lot of it was bouncing back and

18 forth, again, with Virginia on how we could assist them if we

19 would move from Michigan to Virginia if actions starting

20 violent out there. Or if we would stay in Michigan and take

21 the Capitol here for a simultaneously event. Paul Bellar

22 started making the comments about his -- we really need

23 formulating a plan for this. Are we gonna be like a

24 simultaneously thing, is everything gonna be a day by day or

25 just like all at once.

1 Q. Any talk by Adam Fox or any other Wolverine Watchmen or
2 member that was in that meeting about any type of executions?
3 A. I can't recall if execution was at that time.
4 Q. What was the -- you say Bellar was there and was he a
5 representative of anybody at this meeting?
6 A. The three of us; myself, Paul and Ty were representatives of
7 the Watchmen.
8 Q. Okay. If you could tell me when they were talking with Adam
9 was talking about assaulting the Capitol, talking about hog
10 tying the Governor, things of that nature -- I'm gonna ask
11 you about each individual. Ty Garbin, as far as his body
12 language were you able to observe that?
13 A. He was sitting directly next to me, yes.
14 Q. What was his body language?
15 A. Just kind of how I'm sitting here. Ty is very methodical.
16 He likes to plan things out. He doesn't say a whole lot in
17 the beginning, but once you get him going, he wants to hard
18 tune everything.
19 Q. Okay. Now who else you said was there?
20 A. Paul Bellar.
21 Q. What did -- how was his body language?
22 A. When the discussion about going after the Governor he went
23 from like a slouch to an upright, like I'm about it, what are
24 we --
25 MR. KIRKPATRICK: I guess I would object. He can

1 talk about their demeanor, but speculation on whether --
2 unless he actually said something, hey, I'm all about it.
3 Hey, I want to kidnap the Governor. Just cause he sits up in
4 his chair is a far stretch for a lay person to give an
5 opinion that he's all about it, your Honor,

6 MR. TOWNSEND: Your Honor, I think he has every
7 right to give that type of opinion. He was there. He was
8 present during all of the discussions regarding assaulting
9 the Capitol, hog tying the Governor. And when you're sitting
10 there, you're observing it, you're observing individuals how
11 they react to that. I think he has every right to give his
12 opinion on that.

13 THE COURT: Two observations. The first
14 observation and I think it came up at the beginning and I
15 made reference to it I don't think attorneys like to evaluate
16 witnesses behind a screen, because you want to see the
17 witness. You want to see their reactions. Interpersonal
18 actions it's not rocket science. All of us make judgments in
19 terms of nonverbal ques.

20 Secondarily, I think that the objection would have
21 more strength if this witness saw Paul Bellar for the first
22 time getting off a bus, but it's quite apparent to me that he
23 has had multiple contacts with Mr. Bellar so he's certainly
24 in a position to have seen this individual in a number of
25 different scenarios. Having said that, you know, it will be

1 up to the tryor of fact to see how much weight they want to
2 put on it.

3 MR. TOWNSEND: Oh, I --

4 THE COURT: So, I -- I -- I will overrule the
5 objection, but I guess I do question to some degree the
6 weight or value of this testimony, but it's enough that I'll
7 allow those types of questions.

8 MR. TOWNSEND: Thank you, your Honor.

9 THE COURT: Yeah.

10 BY MR. TOWNSEND:

11 Q. Go back to that and through this all time you had a lot of
12 contact with Paul Bellar, yes?

13 A. I have, yes.

14 Q. Okay. And you've seen him in different situations?

15 A. Yes.

16 Q. Different moods?

17 A. Yes.

18 Q. Different situations?

19 A. Several, yes.

20 Q. Okay. When the Adam Fox is talking about assaulting the
21 Capitol, hog tying the Governor, what was his reaction?

22 A. Upbeat. He started talking more. That's when going with
23 Virginia stemming from -- giving ideas, hey, are we gonna go
24 over there or are we gonna stay here? Is this gonna be
25 simultaneously? Is it gonna be following directly after?

1 Q. And this is what Paul Bellar is saying?

2 A. That is what Paul Bellar is saying, yes.

3 Q. All right, go ahead. Continue, I'm sorry.

4 A. Oh, whatever.

5 Q. So there was discussion about this plan?

6 A. Yeah.

7 Q. And the people there did they all participate in, as far as,
8 going forward with the plan? Or talking about the plan, how
9 to do the plan?

10 A. Kinda gettin' one in the works. We were supposed to have
11 come to Adam at Vac Shack with a -- like bring ideas to the
12 table. Pete said prior to this you know what I'm about,
13 homes, homes, like residence.

14 Q. What do you mean homes, homes, residences?

15 A. Going back to the 18th the protest there. Joe, Pete and
16 myself were all talking with Adam and saying, hey, this can't
17 be done here. We don't -- we don't have the people here, but
18 they do have homes. They have addresses and stuff. So, when
19 we were getting ready to go to Wisconsin -- or not Wisconsin,
20 but to Grand Rapids, Adam said bring ideas to the table and
21 Pete said you know what I'm all about, homes.

22 Q. All right. That -- that was Pete, how About Paul?

23 A. I don't recall what Paul said, no.

24 Q. Okay. What else was discussed at this meeting?

25 A. It went on for a longer duration. The -- at this time I

1 can't really recall what further went on.

2 Q. All right. How long was this -- how long this meeting take
3 place?

4 A. Maybe four hours. The exact amount I'm -- we were in the
5 basement we didn't have any source of time down there.

6 Q. After this meeting down there everybody's talking about this,
7 was there any -- when people left was there did you have a
8 sense of commitment to something?

9 A. On the ride back Ty made the statement to myself that if Adam
10 were smart he would take a business loan out on the Vac Shack
11 for funding for materials and items that we would need to
12 fund an assault on the Capitol.

13 Q. Okay. Do you know whether or not there was a commitment by
14 other people with regard to the assault on the Capitol?

15 A. We were -- well, the fact that we were there and then going
16 back we were gonna report back to Joe and then further on
17 down the line of additional training to Ohio, Wisconsin, that
18 they were on board with what Adam was presenting.

19 Q. Who was on board with it?

20 A. Myself -- well, Paul, I was present and Ty Garbin.

21 Q. All right. What is a one, two, three plan?

22 A. So, a one, two, three plan was pertaining to Adam. They were
23 --

24 Q. Tell me about -- tell the Court about the one, two, three
25 plan.

1 A. It was locations. So, one was Lansing at the Capitol.

2 Q. The locations for whom?

3 A. The Governor

4 Q. Go ahead.

5 A. Two was her residence up -- up north. And then three was
6 the vacation home in the U.P.

7 Q. Dan, in fact, were you involved, at all, in any potential
8 surveillance of any of these homes?

9 A. I was, yes.

10 Q. Briefly, and I'll get into that a little bit later, which one
11 was that?

12 A. The location number two. So, the Governor's summer home.

13 Q. All right.

14 MR. KIRKPATRICK: And, your Honor, I guess I would
15 ask for a timeline of when this happened.

16 MR. TOWNSEND: It would've on August 29th.

17 MR. KIRKPATRICK: August 29th?

18 MR. TOWNSEND: August 29th.

19 MR. KIRKPATRICK: Oh, I'm fine with that.

20 THE COURT: You said number two?

21 THE WITNESS: Yes.

22 THE COURT: I just wanted to clear it, cause I
23 thought two is the residence, three is the vacation?

24 THE WITNESS: Yes. The -- three is the residence
25 up in the U.P.

THE COURT: Okay. So which residence?

THE WITNESS: Two is the one up in Traverse City, I

THE COURT: Oh, okay.

THE WITNESS: And then one is the Capitol here.

THE COURT: Okay. And which one was it that you

THE WITNESS: I went to number two

THE COURT: Okay.

10 | BY MR. TOWNSEND:

11 Q. You went to the one in Traverse City?

12 A. That is correct.

13 Q. Traverse, somewhere around there.

14 A. In the vicinity of Traverse City, yes.

15 Q. Okay. And you were -- who were you with on that one?

16 A. Adam Fox and then Barricade was his tag name.

17 | Q. Who?

18 A. Barricade.

19 Q. Barric -- like barricade.

20 A. Yes.

21 Q. All right. After we get -- when we get to that I'll ask you
22 more questions about that when we get to that date, okay?

23 A. That's fine.

24 Q. All right. So, there's the one, two, three plan like we just
25 defined. What is the three plan?

1 A. The three plan was Pete's plan for, again, kinda like a red
2 flag, but it would be conducted at 3:00 a.m. against a
3 politicians or law enforcement.

4 Q. Was there any discussion about with regard to monitoring
5 things?

6 A. As far as?

7 Q. Homes, businesses, things of that nature?

8 A. During the course of this, yes. Again, going back with Ty
9 monitoring the location of the Capitol, people coming in and
10 out of there, just getting a -- the foot traffic volume of
11 who's coming in, who's going out.

12 Q. Now you say the three plan was Pete Musico's?

13 A. That is correct.

14 Q. Did he do anything or ask you to do anything with regard to
15 that three plan?

16 A. He referenced three several times at various training
17 locations when I met up with Barry Croft to present that and
18 again in Ohio to present that idea down there.

19 Q. Now there was another training that was coming up am I
20 correct?

21 A. That's correct.

22 Q. Like the end of June?

23 A. That's correct.

24 Q. That'd be June 28th?

25 A. That sounds familiar, yes.

1 Q. Where was this training at?

2 A. At the Munith residence.

3 Q. Who was there? If you remember.

4 A. There was a large gathering. It was a purge that was being

5 conducted on that. Or the purge was on the 14th, so this was

6 --

7 Q. Tell me about the purge.

8 A. The purge was we had a large number of people on the Wire

9 chat that would not attend or couldn't attend or wouldn't be

10 active on the -- on the Wire. So they wanted to get those

11 numbers down to the people that are about showing up and

12 training, that are about this movement.

13 Q. And?

14 A. There was one that was conducted, and we funneled down on the

15 14th. Ty Garbin asked for everybody's names that didn't show

16 up on that and then we went through and -- and got rid of

17 them.

18 Q. On June 28th was there another something similar to that?

19 A. There was a like a circle of trust.

20 Q. Okay. I don't want to get to that. Let's talk about June

21 28th.

22 A. Okay.

23 Q. And that was at what property?

24 A. The Munith residence.

25 Q. And you said it was a large amount of people there?

1 A. There was, yes.

2 Q. Anybody specifically you can mention that you recall?

3 A. Adam showed up as a VIP and Shawn Fix on that day.

4 Q. Shawn Fix?

5 A. Yes, sir.

6 Q. Who's Shawn Fix?

7 A. Shawn Fix was a Adam's XO for his group.

8 Q. What group did Adam belong to?

9 A. Coalition of 3 Percenters, I believe that Adam's group that

10 he was forming up.

11 Q. And was he the -- do you know who the commander was of that

12 group?

13 A. Adam Fox was the commander of that group.

14 Q. All right. Do you know a Barry Croft?

15 A. I know of Barry Croft now. He was mentioned several times as

16 the gentlemen from Delaware.

17 Q. Okay. You never had any con -- did you ever have any contact

18 with him?

19 A. Leading up to that I don't believe so. Afterwards, Barry and

20 I talked several times through Facebook Messenger and then

21 over the phone.

22 Q. All right. So, we'll go back to the 28th. Now, just so we

23 get this straight, at this point and time you were still

24 wired?

25 A. Yes.

1 Q. As far as communication?

2 A. Yes.

3 Q. Did there come a time that you found out that something had

4 happened to that?

5 A. Yes.

6 Q. Okay. Tell the Court about that.

7 A. That the battery had depleted or died on the live feed and I

8 was not aware of that. I thought it was a continuation of

9 projecting out.

10 Q. All right. Now, did -- was there at this 28th training was

11 there an attempt by anybody there to have phones or any type

12 of devices separated from individuals?

13 A. Pete was always adamant about no phones on anybody on the

14 property when during training. He was against people getting

15 their photos taken. He didn't want any kind of things of

16 that nature being done. Over time the discussion for photos

17 was allowed and video was allowed.

18 Q. Was there discussions about -- was -- let me rephrase that.

19 Do you know whether or not Adam had ever been to this

20 property before?

21 A. No. Not that I'm aware of.

22 Q. Was there discussions about whether or not Adam was going to

23 be here on the June 28 training?

24 A. That we had a VIP coming on that day.

25 Q. And was there discussions with regard within the group --

1 within the Wolverine Watchmen about how he was going to be
2 brought to?

3 A. There was, yes.

4 Q. Tell the Court about that.

5 A. We were gonna in a sense "black bag" him. So, we would meet
6 --

7 Q. What do you mean by "black bag" him?

8 A. So, we would meet at an off-sight location put a bag over top
9 of his head so that he could not see through and then take
10 him to the residence.

11 Q. Okay. What was the purpose of that for?

12 A. Operation security.

13 Q. Did that actually happen?

14 A. It did not, no.

15 Q. Tell the Court did you -- did you come up to meet this Adam
16 Fox?

17 A. I did, yes.

18 Q. Tell the Court how that happened.

19 A. We went up to a gas station; myself, Joe and I believe Ty was
20 present. Met Adam at a gas station. Shawn Fix showed up and
21 they followed us to the Munith residence.

22 Q. All right. What time of day was that?

23 A. What type of day?

24 Q. What time? Approximately?

25 A. Noonish or so, maybe one o'clock.

1 Q. So did the training take place?

2 A. Did the training take place? Yeah, we had training, yes.

3 Q. All right. What type training did you have?

4 A. It -- it was broken up in groups again. We got fixated more

5 on ambushes, room clearing-structure base, and medical.

6 Those were the three things that we focused on.

7 Q. Medical?

8 A. Medical, yes.

9 Q. Tell me about the medical.

10 A. Self-aide, buddy aide. So, self-aide on yourself. Buddy

11 aide on a fellow member. Urban fighting is what Paul put

12 out.

13 Q. What was the purpose of the need of any type of medical

14 training?

15 A. Being shot in the street is what Paul put out.

16 Q. Was the Three plan brought up?

17 A. Yes.

18 Q. All right, go ahead.

19 A. It was blurted out by Pete. We did a circle up, so like it

20 was a gathering. Pete put out if you're not about some

21 serious shit --

22 Q. Okay, was this the part of the circle thing?

23 A. Yes.

24 Q. All right. Let's talk about the circle. So, how did that

25 come about?

1 A. It was just kinda like a just bring it in so everybody came
2 in. It was supposed to piggyback off of what happened on the
3 14th. Hey, we did a purge. Adam's being brought in. My
4 understanding is there was gonna be a separation on it and
5 then talk about what was coming on. There was no pause. It
6 was just out there for everybody.

7 Q. What was out there for everybody?

8 A. Pete put out this is some no shit stuff that's gonna be done.
9 You're either about it or you're not. And then he went into
10 describing what Three is.

11 Q. What did he say?

12 A. That that would be the reverse red flag and a snatch and
13 grab, and release of a politician is what I --

14 Q. What's the significance of 3?

15 A. It's a nomenclature and it was going off of Adam's one, two
16 and three. And I was never present with Adam and Pete during
17 that, so it struck me as being odd that a person that had --
18 that I thought didn't meet each other is putting out a one,
19 two, three and then another one is putting out three.

20 Q. All right. You had said Pete had talked about, you know, if
21 you're not with us whatever, did -- did Adam say anything
22 similar to that?

23 A. Adam did, yes. Who's down for kidnapping tyrants?

24 Q. Adam said this?

25 A. Adam said that.

1 Q. What happened then?

2 A. Kinda like a deer in the headlights for some of the group. I
3 believe I asked around the group pointing at people like,
4 hey, are you understanding what's going on? They
5 acknowledge. I'm like are you down for what's -- what is
6 being said? And they acknowledge and yes.

7 Q. At some time during this did -- was any of the Wolverine
8 Watchmen asked whether or not they were down with this?

9 A. My understanding of that either Pete or Adam were gonna go
10 through and kinda get a feel who was down with that. Even
11 going back to the 18th rally Adam would make statements
12 about, hey, we should just walk around here kinda joke, ha ha
13 ha, who's down with going in here and kidnapping the -- the
14 Governor? You know, and just seeing if they acknowledge what
15 he's saying or just like, hey, it sounds pretty crazy we
16 shouldn't be doing that. So he was looking as a physical
17 body response out of other people during asking questions.

18 Q. Okay. Was -- do you recall whether or not any of these
19 three; Joe Morrison or -- or -- or Paul or any was asked are
20 you down with this?

21 A. If they were asked? I don't know if they were asked if they
22 were down to it.

23 Q. Did they ever indicate that they were down with it?

24 A. The fact that they showed up at the Vac Shack -- Paul and
25 then continued to show up and then later on Paul created a --

1 the -- a ghost group and we went to Wisconsin after with Adam
2 that he was down with that.

3 Q. Now, when the discussion with regard to when Adam said who's
4 down with kidnapping tyrants or -- and when Pete talked about
5 -- were these three defendants present when those things were
6 said?

7 A. Yes. There was a large group of people that were present for
8 that, yes.

9 Q. Okay. Did there come a time that this was -- was this inside
10 or outside?

11 A. This was outside.

12 Q. Did there come a time when they moved -- the locations were
13 moved outside to somewhere?

14 A. We moved it from outside to inside the residence with our
15 leadership groups between the two.

16 Q. Okay. Who was the leadership, from the Wolverine Watchmen
17 who were the leadership group that went in?

18 A. As discussed earlier, so it was myself, Paul, Joe, Pete, Dan
19 Harris was present who became a leader at some time during
20 there.

21 Q. How about Ty Garbin?

22 A. Ty Garbin was present.

23 Q. Was he in a leadership position?

24 A. Ty Garbin was. He was in a leadership position prior to me
25 even joining the group. He was during the vetting process

1 from myself.

2 Q. All right. So go ahead.

3 A. Adam Fox, Jada was present inside the residence.

4 Q. Who's Consorto?

5 A. Jada, that's Joe's wife.

6 Q. (Indiscernible) Consorto.

7 A. Brandon Caserta.

8 MS. DODDAMANI: Caserta.

9 BY MR. TOWNSEND:

10 Q. Canserta. Canserta.

11 A. Brandon Caserta, he's a member of the Watchmen.

12 Q. Was he there?

13 A. He was present. I can't recall if he was inside or out.

14 Q. Shawn Fix?

15 A. Yes.

16 Q. Was he -- did he show up?

17 A. He -- yes.

18 Q. Do you know whether Shawn Fix was a member of the Wolverine
19 Watchmen?

20 A. He was a member of Adam's group. He was his executive
21 officer.

22 Q. All right. And how he -- how was Fix introduced?

23 A. As a high up the scale naval or navy figure. We had a
24 conversation on Facebook Messenger, myself and Shawn Fix.

25 Q. And did he refer to any specific division of the U.S. Navy?

1 MR. BALLARD: Your Honor, I'm going to object.

2 THE WITNESS: He did yes.

3 MR. BALLARD: I don't get the relevance in this.

4 This doesn't pertain to any of these three defendants that
5 are presently being examined in this and we're just kinda
6 trolling down this list of people that are not these three
7 people.

8 MR. TOWNSEND: My only response to that, Judge,
9 this whole group, Wolverine Watchmen, includes not only these
10 three defendants, but communications, and discussions, and --
11 and with each and every member of the Wolverine Watchmen and
12 other groups that other conspired -- or that are together at
13 these different type of trainings and discussions are being
14 held among all of them. I think it's very relevant.

15 THE COURT: I'll overrule the objection.

16 BY MR. TOWNSEND:

17 Q. Go ahead.

18 A. So, he -- he described himself as a member of Seal Team four
19 as a lieutenant.

20 Q. Okay. What is Seal Team?

21 A. It's a special warfare -- welfare team with among the Navy.

22 Q. All right. Tell me about the discussions that went --

23 A. He was, yes.

24 Q. Tell me about the discussions that took place inside the
25 building?

1 A. At one point I left the building to retrieve a white board so
2 we can continue taking notes. During that discussion Adam
3 told me later that Shawn Fix addressed that group that he had
4 a large conex of cash --

5 Q. A large what?

6 A. A large conex; so a metal container filled with weapons. So
7 he had -- he said that he had a -- Shawn Fix says that he has
8 a class three license that allows him to own fully automatic
9 weapons. So he had belt fed heavy machineguns, a Barrett's
10 so a M82a1 Barrett sniper rifle and that he just had a large
11 stockpile of ammunition to go with the weapons that he had.

12 Q. Did he indicate whether at this point whether or not he had
13 any aviation assets?

14 A. I'm not sure if it came up at that time, but he did come out
15 and say that he had capability of getting helicopters.

16 Q. All right. And inside the building and this leadership that
17 was inside the building, what was discussed in there and what
18 was the temperament?

19 A. Adam was trying to get the -- a direction for going after the
20 Governor. The Watchmen was kinda hesitant to get going on
21 that, but he was wanting to -- hey, something needs to be
22 done. Always referring to the Governor as a tyrannical
23 bitch. He was losing money on the Vac Shack on his business.
24 People throughout the state was losing money for an
25 employment, and then COVID started coming up on with the

1 nursing homes and how people were dying there and nothing was
2 being done about it. So it was just a lot of going back and
3 forth on we need action against the government.

4 Q. It's my understanding or correct me, did Mr. -- did Paul
5 Bellar ever leave this meeting?

6 A. At one point he did, I'm not sure what time. I think -- as
7 far as leaving early, he might of that day for he had a date,
8 I'm -- I know he did on the 14th, he left early on that, but
9 as far as a time on it when he left there, I'm not sure.

10 Q. Any oaths taken?

11 A. Yes, there was an oath that Adam wanted me to administer to
12 him, Shawn Fix, Amanda and Shawn Fix's wife Amanda.

13 Q. What type of oath was that?

14 A. The exact parameters of it I'm -- I can't remember. It was
15 close to the oath that military would take. So, he had
16 myself swear them in. He asked Joe if he wanted to, and Joe
17 didn't want to take part in that.

18 Q. All right. Was there any issues among the group with regard
19 to issues with Bellar or Morrison or Musico, at all?

20 A. Yes.

21 Q. What were those?

22 A. The fact that Paul brought a girlfriend or a female to
23 training.

24 Q. What was the issue with that?

25 A. That it was an all-male exclusive training, and it was not

1 supposed to be opened to women.

2 Q. Did Mr. Bellar -- did Paul Bellar have -- during this meeting

3 talk about staying with -- staying in the state, leaving the

4 state or anything like that?

5 A. On that meeting on that specific day I can't if that came up.

6 But there was --

7 Q. Did he ever say that?

8 A. Yes, he did.

9 Q. Tell the Court about that.

10 A. That he was gonna be leaving and going down to the Carolinas

11 to help with his dad or take care of this dad. Over time it

12 came back that he wasn't gonna be -- wasn't gonna be

13 relocating and then he did relocate to the Carolinas.

14 Q. Okay. And I believe you had already indicated you're device

15 that you had on you thought was still streaming?

16 A. Yes.

17 Q. Was it?

18 A. I thought it was, yes.

19 Q. Did it come a point and time you found out that may not have

20 been an accurate assessment?

21 A. That is correct.

22 Q. How's that?

23 A. Upon going back to -- or when I left the training event I

24 would always after I got off sight I would call or text them

25 for the overall safety of myself and let them know that I was

1 off sight.

2 Q. The Three Plan that Pete had brought up that was also
3 discussed there?

4 A. Yes. It was mentioned.

5 Q. Do you know whether or not people agreed with the Three Plan
6 or didn't agree with it? Or what was the discussion about
7 the Three Plan -- about Pete's Three Plan?

8 A. Individually I don't know. Nobody chimed in during the large
9 gathering. Now if there was separate conversations that
10 happened outside of that I don't know.

11 Q. Okay. I'm want to go to another date now, if we could?

12 A. Okay.

13 Q. Do you remember -- will you recall the training that occurred
14 in Wisconsin?

15 A. I do, yes.

16 Q. Do you recall the dates of that, if you know? If you don't -
17 -

18 A. No.

19 Q. Would be accurate or you tell me around July 11th and July
20 12th?

21 A. That sounds correct.

22 Q. Does that sound close?

23 A. Close, yes.

24 Q. Tell me about it.

25 A. So that was supposed to be a piggyback off of what the first

1 Ohio meeting was. The gathering of the minds to get ideas
2 together. So this was a training exercise with multiple
3 states pertaining to what went on in Ohio that was an act of
4 violence either against police or politicians.

5 Q. All right. And who all -- who was all there?

6 A. Myself, Ty Garbin, Daniel Harris, Kaleb Frank, Brandon
7 Caserta, and Paul Bellar.

8 Q. All right. What time did you all get there?

9 A. Say again?

10 Q. What time did you all get there?

11 A. Late early morning on the 11th, that's what you said. We
12 drove immediately from here to Wisconsin and stayed in a
13 hotel and then training conducted that --

14 Q. Who drove with you?

15 A. Everybody that I just mentioned. I drove the vehicle.

16 Q. All right. So, when you got there did training start or was
17 discussions first or training first?

18 A. Yeah, kinda a block of instruction of what was going to be
19 going on. They set up a medical portion kinda like what went
20 on at the Munith residence. So we had designated lanes of
21 what kind of training would be happening throughout the day.
22 It was hot so everybody was encouraged to drink water, stay
23 hydrated. So just taking, you know, self-care was put out
24 there and then we went into training blocks.

25 Q. Okay. Was there any discussion about ghost groups on that

1 date, code words, things, do you recall?

2 A. On that day, no. We were acting as representatives for the

3 Watchmen.

4 Q. All right. Was there discussions at all on the One, Two

5 Three Plan?

6 A. That was Adam's, so this was Adam kind of show. He was the

7 Michigan representative for that. He was present at the

8 first Ohio meeting.

9 Q. Right.

10 A. So there was talks when we started doing the clin -- the

11 structure clearing. I don't know if Adam was wanting his

12 group to go through as that kind of training or not.

13 Q. So did he talk about the One, Two, Three Plan?

14 A. Him directly, he might have with various people. Again,

15 there was a very large amount of people that was present

16 there.

17 Q. Well, let's talk about that. What was the purpose of the

18 Wisconsin meeting or training?

19 A. For tactics that would -- so the first Ohio meeting was to

20 get, again, a gathering of the minds so like-minded people

21 went in presented ideas. The Wisconsin meet -- training

22 event -- (indiscernible) training was to perform and develop

23 tactics that would go into whatever kind of target that we

24 picked, so we --

25 Q. Go ahead.

1 A. So we eventually funneled down that Michigan would be the --
2 the Capitol of Michigan would be the target. So the training
3 that was done -- the subject conducting on into Sunday was
4 pertaining to Michigan. And that Wisconsin would provide
5 resources either equipment or personnel to help with that.

6 Q. What type of training do they do with regard to the assault
7 on -- on Michigan?

8 A. It went from what on Sunday so after we decided that Michigan
9 was gonna be the element for that that room clearance -- so
10 structure clearing.

11 Q. All right. You said Paul Bellar --

12 A. Now Mich --

13 Q. Go ahead.

14 A. Michigan was like an option after -- I know I'm getting ahead
15 of the timeline here.

16 Q. Go ahead.

17 A. But the second Ohio trip that -- that represented the
18 (indiscernible) too, that's when Barry Croft directed that
19 Michigan was gonna be the target and with the conversation
20 that Daniel Harris had that I was present with Barry Croft
21 that we would be the assault element or the operators that
22 would be pertaining to that.

23 Q. All right. And that would have been the Wolverine Watchmen?

24 A. We were going under I don't want to say the disguise, but
25 under the impression that we the representative of the

1 Wolverine Watchmen. The people that continue training on
2 with Adam Fox was the ghost group that -- that Paul stood up.

3 Q. Okay. This Wisconsin training did Paul participate in the
4 training?

5 A. He did, yes.

6 Q. In what capacity?

7 A. The medical portion.

8 Q. Was he an instructor?

9 A. He was, yes.

10 Q. Did you all go out for dinner after that, did ya?

11 A. We did, yes.

12 Q. Who?

13 A. The leadership group, again that I took from Michigan to
14 Wisconsin and representatives in the leadership
15 representatives of Adam Fox and Barry Croft, gentlemen Steve
16 from Wisconsin and I --

17 Q. You know Steve's last name?

18 A. No, not off hand.

19 Q. Okay. That's all right. Go ahead.

20 A. So that just -- there was a lot of side chatter, so it was --
21 again, I was in the middle of the table so trying to hear
22 everything. Barry Croft was kinda puttin' out, you know,
23 stemmin'. That's when the invitation for, I believe, at that
24 night was to go to Ohio. And throughout kind of skipping
25 through dinner, but we went outside; myself and Ty Garbin and

1 Daniel Harris were present, talking with Barry Croft and
2 that's how the conversation evolved for a weekend -- a
3 manufacture and produce weapons for --

4 Q. Discussion -- any discussion regarding the kicking off the
5 Boog?

6 A. My understanding that's what the Wisconsin FTX was in
7 preparation for, yes.

8 Q. And who was to start off kicking off the Boog?

9 A. That, again, wasn't solidified until we went into the second
10 Ohio meeting, because it was bouncing between Michigan and
11 Virginia still.

12 Q. And what state was decided they were gonna kick off the Boog?

13 A. Michigan.

14 Q. I won't want to -- and did you leave Wisconsin?

15 A. Eventually, yes.

16 Q. Okay. And would that have been on what day?

17 A. Mid-day Sunday.

18 Q. All right. There is additional trainings, correct?

19 A. Yes.

20 Q. Okay. And I want to go to -- now we had talked earlier about
21 you going out on surveillance with Adam Fox, am I correct?

22 A. That's correct, yes.

23 Q. And I'm going to refer you to a date of August 29th, does
24 that sound close?

25 A. That sounds close, yes.

1 Q. Tell the Court about that.

2 A. I drove out to the Vac Shack and picked up Adam. And we took

3 my vehicle and was heading north and picked up Eric Molitor.

4 Q. Eric Molitor?

5 A. His tag name was Barricade. From there we continued north.

6 Shawn was in communication with Shawn Fix.

7 Q. Shawn Fix?

8 A. Or Adam was in communication with Shawn Fix.

9 Q. How -- how was he doing that?

10 A. It was either through the text messages itself or through

11 Wire. It might have been through with Wire. I'm not for

12 sure what -- what platform Adam was using.

13 Q. Okay. Did everybody at this point on the way up did they

14 know exactly where the Governor's vacation residence was?

15 A. No.

16 Q. Okay. So, then how did ya all find out?

17 A. Through communication with Shawn Fix. He gave us the

18 surrounding area that it was at and then we started pulling

19 up -- we; Adam and Eric, I was driving the vehicle.

20 Q. And when you're talking to Eric you talking about Eric

21 Molitor?

22 A. That's correct, yes.

23 Q. Go ahead.

24 A. We're going through news articles on the Governor. They

25 download the realtor app. There's a found a house that

1 looked close to what it was. They found an address in a news
2 article. Used the realtor app to coincide with it and then we
3 found the address with the guides help of Shawn Fix. And
4 then from there we were able to pull up the schematics of the
5 layout of the house, how many bedrooms it was, the square
6 footage. And then in that we found --

7 Q. Was that important?

8 A. Very important, yes.

9 Q. Why?

10 A. Going back to a multi-room structure for a room clearing. If
11 we know how many rooms, we're going into then we can start
12 training for that. So if it's a two-bedroom house, we can
13 train for a two-bedroom house. If it's a three-bedroom
14 house, all right, we train for a three bedroom. So on and so
15 forth. There's hallway based, how big the kitchen, how much
16 open space that we have. You can get a lot of information
17 off of that pertaining to the house that you can benefit
18 yourself into to train.

19 Q. And would that have been beneficial for the training?

20 A. Tremendous, yes.

21 Q. Did you find the house?

22 A. We did, yes.

23 Q. Did you drive by the house?

24 A. I believe two times. To tell the truth --

25 Q. Tell the Court about that.

1 MR. SOMBERG: Your Honor, I'm just gonna object to
2 relevancy here. I don't think any of our clients are present
3 or involved with what this witness is talking about.

4 MR. TOWNSEND: In response to that, Judge, if I
5 may, one of the charges is here on the home is providing
6 material to support to a terrorist or a terrorist
7 organization. Obviously, this whole thing yesterday and
8 today we're talking about groups getting together and doing
9 training. This is the ultimate part of that, so.

10 THE COURT: Your clients may not have been there,
11 but it appears they're working in concert with a number of
12 different people. I think it's relevant. I think it's
13 admissible. Overruled.

14 MR. TOWNSEND: Thank you, your Honor.

15 BY MR. TOWNSEND:

16 Q. Please, continue.

17 A. Where were we?

18 Q. All right. We will start real quick.

19 A. Yeah.

20 Q. You found the house?

21 A. We did, yes.

22 Q. And when you found the house did you drive by the house?

23 A. We did, yes.

24 Q. What did you do when you drove by the house?

25 A. We took several pictures of it and then we took a video of

1 it.

2 Q. How do you even take a video of it?

3 A. Eric held the phone up to the window and then he put it the

4 slow-motion caption so we can get several residence to the

5 north of the house and several residence to the south of the

6 house for a training purposes, and for what I want to do.

7 Q. Didn't you have any, and I get right back to that --

8 A. Yeah.

9 Q. -- but, before I forget I want to ask that question, was

10 there discussions on the actually assaulting, going in, and

11 kidnapping the Governor?

12 A. That direct time I'm not sure, but there was discussion about

13 actually us going in and assaulting, yes, and kidnapping.

14 Q. Go ahead, tell me about it.

15 A. The discussion with Adam was pertaining to like, okay, what

16 is her detail? How many people is going to be with her

17 detail? If her husband is going to be there? If kids are

18 going to be there? What are we gonna do? Going back to the

19 detail, we're gonna directly engage them.

20 Q. Where was the discussions in regards, first of all, the

21 security forces?

22 A. That we would kill them.

23 Q. And was there discussion with regard to the husband and/or

24 the children?

25 A. There was a discussion Adam said we would approach it when it

1 happened.

2 Q. Approach it if that happened?

3 A. Yeah, it would be a time on station. So, when we're actually

4 there a call that would -- Adam would make.

5 Q. All right. And let's go back. You're taking a tour around

6 where you're doing a video of the residence of the Governor;

7 is that correct?

8 A. That's correct, yes.

9 Q. And I believe you -- how many times did you go around the

10 Governor's residence?

11 A. I think we made two passes: so down and back and then down

12 and back. So a total of four times past her house.

13 Q. Was it fast, slow?

14 A. We tried not going too slow, because it would draw attention

15 to a vehicle if other res -- other people there why is this

16 vehicle not going down here. You pay attention to who's on

17 your street at your own place, so if you see somebody going

18 by your neighbor's house real slow it might be alarming.

19 Q. Was he -- was the video being done?

20 Q. By who?

21 A. Eric.

22 Q. Do you know on what phone he was using?

23 A. He was using Adam's.

24 Q. All right. So what happened after that?

25 A. From there we circled around, we found a boat -- a boat

1 launch.

2 Q. Yeah. Tell me about that. I'm just -- I'm kinda interested
3 in the boat launch.

4 A. So we went there to -- for another avenue of approach. So,
5 if we could to --

6 Q. Was the Governor's residence on a lake?

7 A. It was between -- it was on a smaller lake, yes. So, if
8 you're -- if the Governor's residence is here to the east of
9 her location is a small lake and then to the west is Lake
10 Michigan.

11 Q. Go ahead, talk about the boat launch.

12 A. So the boat launch we would -- Adam wanted to either kidnap -
13 - or not kidnap but steal kayaks or Ty Garbin chimed in that
14 we could paint his boat black and make an approach into there
15 so we're not coming in off the main road for the initial
16 assault. Once we got out of the boat into the residence
17 that's when we would make contact with her detail, get into
18 the house, retrieve her, and then ex-fil out to Lake
19 Michigan where another boat may be and then go further up the
20 coast.

21 Q. What was the plan after -- after the Governor was kidnapped?

22 A. Initially, there was a wide array. Adam wanted to either
23 just leave her in Lake Michigan, just you're out here on your
24 own. And then it was stemming down to taking her to
25 Wisconsin to the FTX training that we had. And holding what

1 we they were calling like a Kangaroo trial.

2 Q. They were gonna put her on trial?

3 A. They were, yes.

4 Q. In Wisconsin?

5 A. They were, yes.

6 Q. Was there any discussion with regard to the makeup of the

7 trial?

8 A. With just the people that were there. So, it would have been

9 the -- all the like-minded individuals. So it wouldn't have

10 been really a trial.

11 Q. Okay. Was (indiscernible) was there any -- in this going out

12 and coming back were there logically or tactically

13 decisions of with regard to bridges or anything like that, if

14 you recall?

15 A. There was several, yes.

16 Q. Go ahead.

17 A. So, we pulled up again Google Imagery. We found the location

18 for multiple police stations; so, the local police, the state

19 police, and county. Mapped out what their response time was.

20 We found that there was a bridge that took the initial -- the

21 local police department to the Governor's residence and that

22 we would need to disable that bridge with explosives.

23 Q. All right. I want -- I got smaller area I want to -- I'm

24 about to get into, do you recall having a phone conversation

25 with Pete Musico on September 2nd?

1 A. I do, yes.

2 Q. Okay. Tell the Court about that conversation with Pete
3 Musico, and this is only with Pete Musico. It wasn't a
4 discussion with Bellar or Morrison. This is just with
5 Musico, yes?

6 A. I don't know if Joe was present. A lot of times when I would
7 have conversations, they would be together, but as far as
8 during --

9 Q. But as far as you know?

10 A. It was with directly Pete, yes.

11 Q. Okay. Tell me about that -- tell the Court about that
12 conversation.

13 A. So, this is after the two groups split under Paul when they
14 are our ghost group and everything. That Pete put out that
15 the split is what needed to happen, that we became the shadow
16 group. He put out that his face was in the limelight, as he
17 put it. So he was out there for the media. We, the shadow
18 group, made a decision not to be going on anymore protest.
19 And that was established between Ty Garbin, Paul, myself, and
20 other members of that group. Pete wanted to continuously
21 being out there. With the conversation that was happening on
22 the second, he said, hey, if you see 100 boys being fucked
23 with by police the shadow group gonna step up and click clack
24 fuck you.

25 Q. Doin' what?

1 A. Click clack fuck you.

2 Q. What does click clack?

3 A. So, you would be simulating loading a firearm you would hear

4 that initial click and then clack.

5 Q. Kinda like a click clack?

6 A. Right.

7 Q. And then click clack what?

8 A. Fuck you.

9 Q. Okay. Could you tell about the conversation?

10 A. So that he was further on in the conversation he was putting

11 out, like talking with me, like saying that we have currency

12 that's being put in replace. We have people in --

13 politicians that are gonna be issuing law and order.

14 Q. Okay. Explain that to me.

15 A. So, on the -- on the currency base Barry Croft was pushing

16 that information out saying that they want to do their own

17 currency. And that was only being communicated through Adam

18 and our shadow group, cause our understanding is that -- I

19 thought that they were not being communicated with Pete or

20 Joe. But Pete saying that we have currency being made is

21 saying it told me that he has been talking with Barry, cause

22 Barry's the only one that's wanting to put out a currency.

23 And Barry was the head guy at a national level getting

24 everything together.

25 Q. All right, go ahead. Did the -- did Pete when he was talking

1 to you ever talk about wantin' to do something with the
2 Governor with regard to the COVID?

3 A. Oh, so, Pete would pass out flyers to people. He didn't --
4 he was getting away from Facebook. There was a big discussion
5 about going on I think the beginning of October, where all
6 these groups; the Boogaloo movement were gonna be getting off
7 of Facebook, and going and downloading the app Mewe, so m-e-
8 w-e. And that's where all the communication was going to.
9 But when Joe and Pete would make like service calls for
10 people residence, he would pass 'em out flyers and use a
11 COVID, saying hey as a family member or someone that you care
12 about or you know passed away from, you know, COVID. They
13 would say yes. And then, well we're gonna hold the Governor
14 accountable physically.

15 Q. Did you say how they were gonna hold the Governor
16 accountable?

17 A. Physically responsible for the actions of people dying under
18 COVID. That they wanted to attain arrest warrant and indite
19 her of murder, I believe, is what he put out on that.

20 Q. All right, go ahead.

21 A. So, then it was going from there it was stemming up to the
22 27th is when Pete was on to put on another protest. That got
23 shifted to the 20th and he wanted to have, again, 200 people
24 show up and that's again going back to his number of if the
25 shadow group sees people being messed with that, they wanted

1 to physically surround the Capitol. I asked him if he was
2 gonna pull any permits to do this and he said, "Free men
3 don't ask for permission." And I'm well how is the media
4 gonna get traction of this happening and he says, "When I
5 make a phone call and say, hey, you might want to be there on
6 this day, because armed men are showing up at the Capitol.
7 You might want to be there." The media's gonna be there.

8 Q. Did he ever talk about the government replacing government or
9 anything like that?

10 A. Just stemming back to the we have people in politicians or
11 politics that would take over. He went --

12 Q. Why would they need to take over?

13 A. For the removal of the -- of the Governor. I believe on that
14 day Pete was talking about the Lieutenant Governor and Dana
15 Nessel and stating that he had a Hawaiian shirt on his -- in
16 his vehicle, that he was in Lansing, had his stuff with him
17 and that he would go, and he would through this Hawaiian
18 shirt and go in the Capitol right there.

19 Q. Okay. Did he ever talk about being in the rear line,
20 frontline, anything like that, do you recall?

21 A. He seen himself as one of the members of the face of the
22 movement. So, it would be the frontlines, essentially.

23 Q. Okay. Did he say anything about hearts and minds?

24 A. He did, yes.

25 Q. And?

1 A. That we need to get the hearts and minds of people. That the
2 shadow group couldn't operate under its own pretense, but to
3 get the percentage of the people that we would be considered
4 revolutionaries and not a terrorist.

5 MR. TOWNSEND: May I have one moment, your Honor.

6 THE COURT: Sure.

7 BY MR. TOWNSEND:

8 Q. Did anybody -- Pete, Joe, Paul ever mention anything to the
9 extent that they were in the process or they were already
10 trained for something? Training for the Boog?

11 A. That -- we were always even training and the Boog was
12 something that was mentioned numerous times throughout the
13 course of this. There would be instances that would happen,
14 not on a particular timeline, but early on and Pete would get
15 on Wire and just go Boog, Boog, Boog it's gonna happen,
16 happen right now. What do you mean it's gonna happen right
17 now? So throughout the entire timeline of this the -- the
18 Boog movement was mentioned several, several times.

19 Q. I guess there -- within this entire period of time from the
20 time that you started with the Watchmen, became a -- a
21 confidential human source for the FBI to the point and time
22 of the eventual takedown of these individuals under arrest,
23 was there an understanding with regard of what the purpose of
24 this training was for?

25 A. Yes.

1 Q. And what was the purpose of this training for?

2 A. So, initially it started from law enforcement and then it
3 changed into politicians.

4 Q. Doing what?

5 A. Kidnapping and killing.

6 MR. TOWNSEND: Your Honor, I have no further
7 questions at this point.

8 THE COURT: Yeah, it's almost quarter to twelve.

9 MR. KIRKPATRICK: And, your Honor, I'm gonna be
10 awhile, so.

11 THE COURT: So, what I think we'll do if -- and
12 depending when -- if its super inconvenience let me know. I
13 thought we'd break 'til 12:45?

14 MR. TOWNSEND: That'd be fine.

15 MR. KIRKPATRICK: That'll work for me, your Honor

16 MR. JOHNSON: No objection, your Honor.

17 THE COURT: Okay.

18 MR. TOWNSEND: No objection, Judge.

19 THE COURT: Okay. So, it's still an hour, so we're
20 just kinda moving it -- moving the start up.

21 Same as before, Lynn, cut the audio. I'd like
22 everyone to stay in their seats until the witness is escorted
23 outside the court.

24 Okay, we'll reconvene at 12:45. Thanks.

25 MR. TOWNSEND: Thank you, your Honor.

(At 11:42 a.m., off the record)

(At 12:56 p.m., back on record)

3 THE COURT: We're back on the record People versus
4 Musico, Morrison and Bellar. Mr. Kirkpatrick, is going to
5 start cross examination once the witness gets in here. I've
6 already spoken off the record with Mr. Kirkpatrick and let
7 him know that we may have to interrupt cross examination
8 maybe between twenty after and one thirty, because I am
9 trying to balance pretrials and pre-cons involving
10 potentially individuals that weren't advised of the situation
11 that the Court is in. And I do apologize to him, and he's
12 taking it in good grace at least.

13 MR. KIRKPATRICK: That's right.

14 THE COURT: Overtly.

15 MR. KIRKPATRICK: I'll handle it.

18 MR. TOWNSEND: I would further request, and I know
19 that the Court has probably already done it, that again to
20 have the video portion suppress before the witness gets here.

21 THE COURT: As I understand it it's audio only,
22 Lynn?

MS. CAVANAUGH: That is correct.

24 THE COURT: Okay. Dan you remain under oath, the
25 next attorney that's going to be questioning you is Mr.

1 Kirkpatrick representing Mr. Bellar.

2 MR. KIRKPATRICK: Yes, your Honor.

3 THE COURT: Go ahead Mr. Kirkpatrick.

4 MR. KIRKPATRICK: Thank you, your Honor.

5 CROSS EXAMINATION

6 BY MR. KIRKPATRICK:

7 Q. Good afternoon Dan.

8 A. Good afternoon sir.

9 Q. The first thing I want to do and I do this all time, is thank
10 you for your service.

11 A. Thank you.

12 Q. I too was in the marine corp., so I want to thank you for the
13 service that you did.

14 Q. I want to get into a little more of your training in the
15 military. I think that you testified under direct
16 examination that you were fire support specialist, correct?

17 A. That is correct.

18 Q. And that means forward support, correct?

19 A. That is correct.

20 Q. So what that means is you actually go behind enemy lines, or
21 in a combat zone and mark and or signal certain targets to be
22 blown up if you will?

23 A. That would be correct, yes.

24 Q. And so it would be fair to say that you did at least sixty
25 days of direct combat over in the middle east?

1 A. That's true.

2 Q. And during that time period you actually had engaged in

3 firefights with the enemy, correct?

4 A. Correct.

5 Q. So you have experience I would assume with troop movements,

6 significantly?

7 A. That's correct.

8 Q. And you have experience, what kind of specialized training

9 did you do other than bootcamp and AIT? AIT - you know what

10 AIT is, correct?

11 A. Yes.

12 Q. What's AIT?

13 A. Advanced Individual Training.

14 Q. So besides, and those kind of the basic trainings, correct?

15 A. That's correct.

16 Q. You get basic training in the army where you just some basic

17 - you learn how to be in the army, correct?

18 A. That's correct.

19 Q. It's not any advanced training, correct?

20 A. Correct.

21 Q. AIT is a follow-up of a little more advanced training to

22 prepare you to go out into the army to your respective jobs,

23 correct?

24 A. That's correct.

25 Q. So individuals that are going to become mechanics go off to

1 learn how to become a mechanic, correct?

2 A. Correct.

3 Q. Individuals that are learning how to work in avionics go off

4 to learn avionics and go to school for that, correct?

5 A. Correct.

6 Q. You go off to further specialize combat training, correct?

7 A. In the form of fire support, yes.

8 Q. Correct. So you had significant training I would assume

9 prior to them sending to the middle east?

10 A. That's correct.

11 Q. And you had significant training I would assume prior to them

12 putting you into an actual combat zone, correct?

13 A. That is correct.

14 Q. You also testified that after you, was it when you went into

15 the reserves that you became and M.P?

16 A. I did not change the MOS to an MP.

17 Q. Okay.

18 A. I went to a military police battalion.

19 Q. And for the judge and MOS is a particular job?

20 A. That's correct.

21 Q. That you do within the military, correct?

22 A. Correct.

23 Q. So, but at one point you also became an MP, correct?

24 A. I did not no.

25 Q. Oh you never did?

1 A. I did not.

2 Q. I'm sorry that I missed understood your testimony. On top of

3 that you're a firearms instructor?

4 A. I am, yes.

5 Q. CPL instructor?

6 A. That is correct.

7 Q. You and I -- did you testify that you had actually did

8 private security?

9 A. Executive protection, yes.

10 Q. Executive protection?

11 A. That's correct.

12 Q. So that's further training on how to protect individuals,

13 were you hired privately for that?

14 A. I was contracted off of that yes.

15 Q. Okay. So you did contracts and in fact I think you testified

16 that you had provided security for some important people?

17 A. That is correct.

18 Q. You got to know a Mr. Bellar, correct?

19 A. That's correct.

20 Q. Mr. -- Mr. Bellar advised you that his job in the army was a

21 mechanic, correct?

22 A. That's correct.

23 Q. So Mr. Bellar didn't have any extensive training in combat

24 correct?

25 MR. TOWNSEND: Your Honor, I guess I'm going to

1 object just --

2 MR. KIRKPATRICK: I'll lay the foundation.

3 THE COURT: Okay.

4 MR. KIRKPATRICK: I'll withdraw that question; I'll
5 lay a foundation.

6 MR. TOWNSEND: Great.

7 BY MR. KIRKPATRICK:

8 Q. You had a chance to become close with Mr. Bellar, is that a
9 fair statement?

10 A. I did, yes.

11 Q. In fact Mr. Bellar made it through basic training, correct?

12 A. Correct.

13 Q. Which again is basic skills that you learn, basic training is
14 nine weeks if I'm not mistaken for the army?

15 A. That's correct.

16 Q. It's thirteen for the Marine Corp., anyway. And then after
17 that there's AIT, which is the advanced infantry training, is
18 that correct?

19 A. Advanced individual training.

20 Q. I'm sorry advanced in, individual training and Mr. Bellar
21 advised you that he never even made it through that advanced
22 individual training because of an injury, correct?

23 A. The specific details on that I'm not recalling on that.

24 Q. But he didn't make it through the advanced individual
25 training, correct?

1 A. I don't know, he said that he was a veteran, so to be a -- in
2 my eyes a veteran you complete all the training.

3 Q. Okay. So again if I ask you a question you don't know the
4 answer to, so you never had that discussion with him that he
5 never made it through the AIT due to an injury?

6 A. We may have made the discussion, I don't recall.

7 Q. Okay. But you would agree with me that a mechanic would be,
8 be what we classify in the rear with the gear, correct?

9 A. You can classify that yes.

10 Q. Okay.

11 A. But we had mechanics that when I was up further north in
12 Iraq.

13 Q. Mm-hmm.

14 A. Serving as tank crew members and in direct combat.

15 Q. Tank crew members, correct?

16 A. They were serving a roll as a tanker crew member, mechanics.

17 Q. But your knowledge Mr. Bellar had never been to the middle
18 east, correct?

19 A. That's correct.

20 Q. To your knowledge Mr. Bellar had never had any combat
21 training correct or on, strike that. Combat action?

22 A. That's correct.

23 Q. In fact when you did these trainings many times you actually
24 taught Mr. Bellar what he then taught to the group, fair
25 statement?

1 A. I worked alongside him, he worked as an instructor at a
2 firearms range.

3 Q. Okay. But you would agree with me that you're the one that
4 had far superior training than Mr. Bellar, correct?

5 A. He works at a firearms range so I think our training would be
6 on a parallel. Now combat experience.

7 Q. Correct.

8 A. Yeah.

9 Q. Right.

10 A. But training, the training

11 Q. He -- he -- he wasn't -- he wasn't forward response, I -- I'm
12 sorry. He wasn't a -- a specialist to go behind enemy lines,
13 correct?

14 A. That's correct.

15 Q. He never served in combat like you did with live rounds
16 firing down range, correct?

17 A. That's correct.

18 Q. You ultimately become involved in the Wolverine Watchman,
19 correct?

20 A. Correct.

21 Q. And you talked about a couple incidences that I want to bring
22 up with you. The first one was a protest on April 15th of
23 2020. I think you testified that Mr. Bellar was not there
24 for that particular protest?

25 A. I don't think he was, no.

1 Q. Okay. You talked about another protest on April 30th of 2020,
2 and I think you testified that that's when there was some
3 discussion about storming the Capital, correct?
4 A. That is correct.
5 Q. Storming the Capital never happened, correct?
6 A. Fortunately it did not happen, yes.
7 Q. So my question is it never happened right?
8 A. It never happened.
9 Q. You never lined up at the door in a combat position to storm
10 the Capital, correct?
11 A. We did line up at the door, yes.
12 Q. And you walked in and they let you in?
13 A. We did walk in yes.
14 Q. And you answered the COVID -19 test, correct?
15 A. That's correct.
16 Q. And they took your temperature, correct?
17 A. Correct.
18 Q. And there was significant amount of law enforcement present,
19 correct?
20 A. There was.
21 Q. And you and Mr. Bellar were up against the wall, the other
22 individuals were yelling and -- and raising their voice, was
23 law enforcement on that day?
24 A. That's correct.
25 Q. And at one point you said that they knocked on what they

1 believed to be the governors door?

2 A. They pounded on what they believed was yes.

3 Q. Pounded?

4 A. Yes.

5 Q. Pounded on it?

6 A. Correct.

7 Q. They never tried to breech that door, correct?

8 A. Well they pounded on it very loudly.

9 Q. Okay. They pounded, my question sir --

10 MS. DODDAMANI: Judge I'm going to object here.

11 MR. TOWNSEND: You can't.

12 MS. DODDAMANI: I'm sorry, I'm sorry.

13 THE COURT: I think it's an appropriate question.

14 Pounding versus breeching, at least I distinguished a
15 difference.

16 MR. KIRKPATRICK: Okay.

17 THE COURT: A difference between the two.

18 BY MR. KIRKPATRICK:

19 Q. They didn't kick the door down, correct?

20 A. No.

21 Q. And had they kicked the door down I would assume MSP would
22 have been all over them correct?

23 MR. TOWNSEND: I guess I'm going to have to object
24 to speculation.

25 MR. KIRKPATRICK: So he's there, he's witnessing

1 everything going on.

2 MR. TOWNSEND: And he's --

3 MR. KIRKPATRICK: He's seeing the officers.

4 MR. TOWNSEND: -- and he's assuming what the
5 Michigan State Police is going to do and I don't know how
6 this witness can testify to that.

7 THE COURT: I'll sustain it, but it's quite clear
8 the police would be all over the place.

9 MR. TOWNSEND: I have, I have no doubt about that
10 judge.

11 BY MR. KIRKPATRICK:

12 Q. And again you all are armed, correct?

13 A. We were.

14 Q. Not illegal to be armed at the Capital, correct?

15 A. Correct.

16 Q. Not illegal to have an AR-15 at the Capital, correct?

17 A. Correct.

18 Q. Your -- were you in contact with your handler at that point?

19 And what I mean by that is the FBI agent?

20 A. I am, I was, yes.

21 Q. You were, so they knew what was going on throughout,
22 throughout this entire time you were inside the Capital,
23 correct?

24 A. That is correct.

25 Q. At no time did the FBI have to ever interdict any type of

1 actions by the individuals inside the Capital, correct?

2 A. Correct. I don't know who, if they were in communication
3 with Michigan State Police because they had the live feed
4 going. I'm not aware of what they were, who they were
5 talking to.

6 Q. Nobody got arrested?

7 A. At that time no.

8 Q. And what I mean by that is the group that you were with?

9 A. That's correct.

10 Q. Others may have been arrested outside; I don't know but I'm
11 just specifically talking about these individuals. You
12 talked about a training on June 14th.

13 MR. KIRKPATRICK: May I approach, your Honor?

14 THE COURT: Yes.

15 MR. KIRKPATRICK: And I'm showing you what's, you
16 saw it earlier in People's exhibit, People's exhibit
17 fourteen.

18 BY MR. KIRKPATRICK:

19 Q. Do you recognize this document?

20 A. I do, yes.

21 Q. And that was actually the document that we got up here on the
22 screen as well correct? You testified to that earlier?

23 A. That's correct.

24 Q. And this is a document that Mr. Bellar prepared for training
25 on June 14th, is that a fair statement?

1 A. That is correct?

2 Q. You would agree with me that this is titled basic

3 fundamentals for new members correct?

4 A. Correct.

5 Q. And it talks about different training maneuvers, fair

6 statement?

7 A. Fair.

8 Q. And these are pretty much standard training maneuvers that

9 military would be taught in an urban environment, correct?

10 A. Correct.

11 Q. And these are maneuvers that a military would use in an urban

12 environment, correct?

13 A. That is correct.

14 Q. So if for some reason a civil war were to spark off or some

15 kind of conflict in an urban environment these are tactics

16 that would -- would assist you in staying alive?

17 A. Correct.

18 Q. Is that a fair statement?

19 A. Correct.

20 Q. I want to draw your attention to the second paragraph, the

21 last thing on the training schedule, what does that say?

22 A. I don't know jack shit about ambushes so that is, involves

23 Beekers and Dan's shirt, I'm out, LMAO

24 Q. And LMAO is laughing my ass off, correct?

25 A. Correct.

1 Q. In fact he makes it clear on this training schedule he
2 doesn't know jack shit about ambushes, correct?
3 A. That is correct.
4 Q. And that -- that's your responsibility and Beeker's
5 responsibility to train that, correct?
6 A. It was discussed at the June 3rd, at the Ty's residence.
7 Q. Okay.
8 A. That he did not know about ambushes.
9 Q. Okay.
10 A. And Beeker was explaining this to Dan Harris about L shaped
11 ambushes and various forms (indiscernible)
12 Q. So he was being taught this information, correct?
13 A. Even during basic training you learn various forms of
14 ambushes.
15 Q. He made it very clear to you he didn't know how to do it
16 right, that's my question?
17 A. Correct.
18 Q. And you said at that particular training and other trainings
19 Mr. Bellar's duties was to train as a medic?
20 A. He was a instructor so he worked with firearms and in the
21 medical line.
22 Q. Okay. But he worked in the medic, I mean the training he did
23 in Wisconsin that was medical, right?
24 A. That's correct.
25 Q. The training, the majority of the training he did on June 14th

1 was medical cause he didn't know shit about ambushes,
2 correct?

3 A. Correct.

4 Q. To your knowledge was Mr. Bellar a medic in the army?

5 A. No.

6 Q. In fact Mr. Bellar told you that his medical training came as
7 a result of him being an explorer while in high school with
8 the Brighton Fire Department, correct?

9 A. He said he was an EMT and that was where he got his medical
10 training.

11 Q. So he told you he was an actually EMT?

12 A. He explained to myself and others that he was an EMT, yes.

13 Q. When did that happen?

14 A. It was various forms of training; I can't give you a specific
15 date, but he identified himself as a Doc and that he was EMT
16 trained.

17 Q. Okay. Was Special Agent Impola or Special Agent Chambers
18 your main handler?

19 A. They were, yes.

20 Q. Which, were they equal or did one, was one with you more than
21 the other or would you say they were there pretty much the
22 same time?

23 A. Pretty much the same.

24 Q. Okay. And when you first started working for the FBI, they
25 gave you certain parameters that you had to follow as a

1 confidential human source correct?

2 A. That's correct.

3 Q. They advised you not to take notes, correct?

4 A. Correct.

5 Q. They advised you, you wore a wire, right?

6 A. Right.

7 Q. So, and they also advised you don't do anything illegal?

8 A. Right.

9 Q. Correct? And they advised you don't let anyone get hurt, I
10 would assume or do the best, let me rephrase that. Do the
11 best you can to make sure no one gets hurt, correct?

12 A. That's correct. Hank even gave me (indiscernible) of medical
13 equipment for, to have on sight.

14 Q. Okay.

15 A. It's --

16 Q. Just in case something happened.

17 A. That's correct.

18 Q. So you'd agree with me that the reports generated by the FBI
19 came specifically from your interaction and involvement
20 correct?

21 A. That's correct.

22 Q. Cause you were the only that was actually in the group and
23 making the phone calls unless they were with you, correct?

24 A. Correct.

25 Q. And you were the one that was actually in the trainings

1 because they weren't there next to you, correct?

2 A. Correct.

3 Q. And so the reports that are generated are basically

4 information they're getting either from your wire, correct?

5 A. Correct.

6 Q. Or from you having conversations with them after a certain

7 training or when something's coming up, is that a fair

8 statement?

9 A. That's correct.

10 Q. From March until July 27th of 2020 at no time did you have to

11 interact to stop Mr. Bellar, Bellar from actually hurting

12 someone, correct?

13 A. At the Home Depot parking lot I created distance in the

14 parking lot over statements that he made.

15 Q. And that's a Home Depot parking lot he actually was looking

16 through binoculars, correct?

17 A. He, I don't know if he had binoculars in the vehicle or not.

18 Q. Well you had binoculars, you have them to him, remember that?

19 A. I don't recall.

20 Q. You don't recall?

21 A. No.

22 Q. So you could have had the binoculars that you gave to Mr.

23 Bellar?

24 A. I carried a bag in my vehicle that had medical equipment, I

25 don't know if I had binoculars or a binocular at the time.

1 Q. As did Mr. Bellar?

2 A. What's that?

3 Q. He carried a bag as well right?

4 A. Yes, I believe so.

5 Q. His rifle in there?

6 A. I don't think he had a collapsible rifle, Ty Garbin had a --

7 a bag that he could break down a firearm to keep them in.

8 Q. In the Home Depot parking lot, in fact Mr. Bellar's rifle was

9 in a case, correct?

10 A. It was cased, yes.

11 Q. Cased? You're in the parking lot, his rifle is cased,

12 there's nothing illegal about that correct?

13 A. That's correct.

14 Q. And in fact it wasn't just that they thought it might be a

15 fed they were unsure, it could have been anyone, correct?

16 A. That's correct.

17 Q. It could have been an individual that was trying to harm them

18 when they did this gun exchange or whatever it was they were

19 doing correct?

20 A. It was mainly for a fed or a police officer.

21 Q. But they didn't know?

22 A. No, they did not.

23 Q. And so it could have been someone that wasn't a fed right?

24 A. It could have been, but it was preparing for a fed. They had

25 suspicion of a person that was making the -- the purchase and

1 they even called him out numerous times that he'd, would be a
2 fed.

3 Q. You talked about a training, well strike that. The Black
4 Lives Matter protest. You testified how Mr. Bellar had this
5 -- had this QRF put in place.

6 A. That's right.

7 Q. And he activated that QRF to go to Detroit for this Black
8 Lives Matter protest?

9 A. That is correct.

10 Q. When they went there, when you went there Mr. Bellar made it
11 very clear that they were only there in the event that law
12 enforcement started shooting at people in the crowd or using
13 deadly force towards protesters, correct?

14 A. I believe that'd be correct, yes.

15 Q. Guys never got out of the vehicle, right?

16 A. We did get out of the vehicle, yes.

17 Q. Okay. Did you ever engage anyone?

18 A. Never engaged, but we did put on body armor and retrieved
19 weapons.

20 Q. Okay. So you put on body, because it was getting a little
21 crazy, that was a crazy protest if you will, correct?

22 A. Yes.

23 Q. In fact it turned into a quasi-riot, correct?

24 A. I'm not sure.

25 Q. You're not sure about that?

1 A. I wasn't listening to police scanners, I was only
2 maintaining, well awareness of what was going on inside the
3 vehicle.

4 Q. Well were you listening to Mr. Bellar when he was talking on
5 the phone to a friend of his, did you hear any of that
6 conversation?

7 A. I did not, no.

8 Q. You didn't know that that was going on or not?

9 A. There was numerous conversations going on inside the vehicle.
10 We were listening to the radio as well.

11 Q. But actually it did turn into a -- more than just a peaceful,
12 a peaceful protest correct?

13 A. That's correct.

14 Q. And yet no one in that vehicle engaged that protest in any
15 way shape or form correct?

16 A. Fortunately no we did not.

17 Q. And in fact were you aware that the individuals that had
18 asked Mr. Bellar to go there were providing first aid to
19 individuals that had been tear gassed in that protest?

20 A. I was not aware, no.

21 Q. Again at no time during this protest did you feel the need to
22 have FBI and/or law enforcement come in and intervene to stop
23 something from happening where an individual could be killed
24 or seriously injured, correct?

25 A. That'd be correct.

1 Q. You talked about some training on June 14th which we talked
2 about a minute ago with the exhibit. That day is when the --
3 the group, strike that. That is the first phone conversation
4 that you and anyone from the Watchman had been engaged in
5 with Adam Fox, correct?

6 A. That's correct.

7 Q. And when you had that first phone call Mr. Bellar was already
8 gone, he took his girlfriend home that day?

9 A. On a date, that's correct.

10 Q. Something along those lines, correct?

11 A. Yep.

12 Q. Mr. Bellar was not present or a part of that first phone call
13 with Adam Fox, correct?

14 A. Correct.

15 Q. And then a couple hours later was it still that same night
16 where you reached out to Adam Fox?

17 A. I did yes.

18 Q. And that was about a twenty-minute conversation, do you agree
19 with that or do you, if not that's fine?

20 A. Yeah, the exact time I'm not sure.

21 Q. Okay. You made aware that that was played in court, that
22 phone conversation?

23 A. I did not know, no.

24 Q. Okay. That phone conversation on June 14th that happened two,
25 two hours or so after this training, that was you reaching

1 out to Adam Fox personally, correct?

2 A. That was correct, we a, became friends on Facebook and we
3 communicated briefly on there and I then reached out to him,
4 yes.

5 Q. And you're one of the and when I say handler I'm talking
6 about FBI, your FBI handler. I'm not trying to say you had a
7 handler or anything like that.

8 A. No.

9 Q. It's just easier for me to say that.

10 A. I'm following ya.

11 Q. Your handler was aware of that phone call, correct?

12 A. Yes.

13 Q. In fact your handler was present while you were talking to
14 Adam Fox on the phone, correct?

15 A. That's correct.

16 Q. And yet again Mr. Bellar had no idea that this phone
17 conversations going on, on June 14th, correct?

18 MR. TOWNSEND: Again just a --a brief objection is
19 speculation. I don't know how he would know who --

20 MR. KIRKPATRICK: I'll lay a foundation.

21 THE COURT: Okay, go ahead.

22 BY MR. KIRKPATRICK:

23 Q. Mr. Bellar had left the training early, correct?

24 A. Correct.

25 Q. Mr. Bellar was not there for the first phone call to Adam

1 Fox, correct?

2 A. That's correct.

3 Q. Mr. Bellar was not in the room with you when you called Adam
4 Fox, correct?

5 A. That is correct.

6 Q. You did not talk to Mr. Bellar about calling Adam Fox before
7 you called Adam Fox, correct?

8 A. That is correct.

9 Q. Therefore, Mr. Bellar had no idea you were communicating with
10 Adam Fox on that particular occasion on the phone, correct?

11 MR. TOWNSEND: It's my -- it's my same objection I
12 don't how he could say that. I mean you laid the appropriate
13 foundation that Mr. Bellar wasn't there. But for him to be
14 able to testify whether or not Mr. Bellar was aware where it
15 was communicated by somebody else who knows. I just don't
16 think he can speculate as to how Mr. Bellar knew or he did
17 not know.

18 THE COURT: Response?

19 MR. KIRKPATRICK: Your Honor, the Court heard the
20 questions, I'll move on. I think --

21 THE COURT: Okay. I -- I think the point is made
22 with application of common sense potentially and I -- I do
23 understand there might be a slight possibility that somehow
24 they talked about the Fox call beforehand. But I -- I think
25 you made your point.

1 BY MR. KIRKPATRICK:

2 Q. You were never made aware that Mr. Bellar knew that you were
3 calling Scott Fox or I'm sorry Adam Fox on June 14th with that
4 handler, correct?

5 A. That's correct.

6 Q. During that conversation you actually told Adam Fox about the
7 Watchman group, correct?

8 A. I mentioned the Watchman group yes, I knew that Adam and Joe
9 had been speaking. So Adam was well aware of what the
10 Watchman group was.

11 Q. And you told him in that recorded phone call that you were
12 the tactical instructor, I'm sorry strike that. Marksmanship
13 instructor with the Watchman group, do you recall telling him
14 that?

15 A. I don't recall, no.

16 Q. You don't recall?

17 A. No.

18 Q. Obviously the -- the audio would speak for itself?

19 A. It -- it would but I don't recall the specific conversation.

20 Q. You don't --

21 A. I knew of the conversation, the exact details that were
22 exchanged I can't recall.

23 Q. But you made it -- you made it aware to Mr. Fox on that phone
24 call on June 14th that you were part of the training for the
25 Watchman?

1 A. I was part of the training, yes.

2 Q. And in fact you heard all of the off the wall things that
3 Adam Fox was saying to you and you alone, correct?

4 A. Correct.

5 Q. And after hearing all those off the wall comments that Mr.
6 Fox made to you with your handler next to you, you still
7 invited him to training with the Watchman, correct?

8 A. I believe I said you should come to training sometime, I
9 didn't formally invite him. I couldn't do that, that was
10 Joe's property. He invites people he; they go through a
11 vetting process.

12 Q. Okay. But you thought it'd be a good idea to bring this guy
13 into the group, correct?

14 A. I -- Joe introduced him to the group.

15 Q. Sir, my question is you thought this would be a --

16 MR. TOWNSEND: Your Honor, I think he, the witness
17 should have a right to answer the question.

18 THE COURT: Yeah, I think he was kind of cut off
19 there. But I think it's an appropriate question.

20 MR. KIRKPATRICK: Thank you, your Honor.

21 BY MR. KIRKPATRICK:

22 Q. You invited Adam Fox to training with the Watchman, correct?

23 A. Correct.

24 Q. And that training took place on June 28th of 2020? If you
25 don't know a date that's fine, but does that sound about

1 right to you?

2 A. That sounds correct.

3 Q. And at that training it wasn't Mr. Bellar that went to the

4 gas station to get him and throw a hood over his head and

5 bring him back to the -- to the property, correct?

6 A. Correct. Joe left a Paul in -- in charge of the Watchman at

7 the, the residence. Himself, Joe, myself and Ty Garbin went

8 to the gas station to pick up Adam Fox because that was the

9 leadership at the time it was there.

10 Q. So this is the first time that Adam Fox had came to training

11 with the Watchman?

12 A. As far as I know, yes.

13 Q. June 28th, as far as you know and that's fine, that's fair.

14 As far as you know June 28th was the first time that Adam Fox

15 came to training, correct?

16 A. Correct.

17 Q. And you had just spoken to him two weeks previous to that on

18 the fourteenth of June, correct?

19 A. That's correct.

20 Q. And then Adam Fox never came back to train with the Watchman

21 in Munith until sometime in August, correct?

22 A. Sounds correct, yes.

23 Q. You talked about the Vac Shack, going to the Vac Shack, I

24 think that's what it's called. Where you met with Adam Fox?

25 A. Correct.

1 Q. Did you set that meeting up?

2 A. It was trying to get ironed out on the fourteenth, it was

3 bouncing around, going on around on the eighteenth and then

4 having us come to the Vac Shack on, on that day. I think I

5 agreed to go.

6 Q. Okay.

7 A. To the Vac Shack, as far as me setting it up I can't, can't

8 recall.

9 Q. When you went into the Vac Shack you guys were there for

10 about four hours, right?

11 A. Sounds about right, yes.

12 Q. Adam Fox was smoking pot?

13 A. He was.

14 Q. Higher then a kite I would assume?

15 A. I can only assume; I don't know his level of tolerance.

16 Q. I'll -- I'll -- I'll -- I'll -- I'll withdraw that question.

17 He's smoking pot right, talking a lot of crap down in that

18 basement, right?

19 A. Correct.

20 Q. When you left Mr. Bellar said that guys crazy, right?

21 A. I believe so, I can't quote that for sure though.

22 Q. Yeah. Mr. Bellar told you that Adam Fox was crazy, correct?

23 A. Correct.

24 Q. In fact he told you on more than one occasion that Adam Fox

25 was crazy, correct?

1 A. Yes, he also says Pete was crazy as well.

2 Q. Okay. So and he did because in fact I think there was a time

3 in April time frame where someone wanted to bring out some

4 IED's or explosives.

5 A. Right.

6 Q. And I think Paul's response was and pardon my language your

7 Honor, what the fuck.

8 A. Yep.

9 Q. What's he doing, pardon my language, fucking around with

10 explosives, right?

11 A. That's correct.

12 Q. So Paul, so Mr. Bellar was not about the explosives, correct?

13 A. Explosives no, he's not about that.

14 Q. You go to Wisconsin in July, strike that. On the 28th, June

15 28th there's a problem between Mr. Bellar and the Watchman

16 group, correct?

17 A. That's correct.

18 Q. And it's because he brought his girlfriend to training and

19 they were not happy about that, correct?

20 A. He had brought multiple relationships to -- within the -- the

21 Watchman so they were upset on the, yes with him bringing any

22 -- another girlfriend to the, the training.

23 Q. And Mr. Bellar talked to you about that didn't he?

24 A. He did, yes.

25 Q. And you guys had a conversation regarding his issues with the

1 Watchman, correct?

2 A. That's fair to say, yes.

3 Q. And he told you I'm out, right?

4 A. He then set up a -- a --

5 Q. Is that a yes?

6 A. A -- a shadow group or a ghost group, yes.

7 Q. Okay. He told you I am out and I'm starting my own group,

8 correct?

9 A. That's correct.

10 Q. And he did that?

11 A. He did.

12 Q. And you went, so -- so now we're June 20, we're June 28th,

13 June 29th, Mr. Bellar's made it clear I'm out of the Watchman,

14 I'm starting my own group, and then you guys go to training

15 in Wisconsin in the middle of July, is that fair?

16 A. That's fair to say.

17 Q. And in fact you rented a Suburban to drive there, correct?

18 A. Correct.

19 Q. You paid for all the gas, correct?

20 A. That is correct.

21 Q. You paid for Mr. all of Mr. Bellar's food, correct?

22 A. That's fair to say, yeah.

23 Q. You paid for his lodging, correct?

24 A. I don't know how --

25 Q. I*'m sorry you and Ty paid for his lodging?

1 A. Yeah, that sounds correct, yeah.

2 Q. Cause he couldn't go cause he couldn't afford it, correct?

3 A. Correct.

4 Q. You guys funded everything for him to go to this training,

5 fair?

6 A. I don't know if we funded everything.

7 Q. Well you got him there and you got him back, you got him

8 lodging and you fed him?

9 A. Well in essence everybody got there, on -- on me so using the

10 vehicle that we got --

11 Q. You took every, you, you paid for everybody to go there?

12 A. We're taking one vehicle, yes.

13 Q. Is that the funds you got from your handler to be able to

14 afford that?

15 A. They instructed me to give them a receipt afterwards, but I

16 did not ask for anything.

17 Q. I, I wasn't asking about your conversations, I'm not even

18 going to get into your conversations quite frankly.

19 A. Right.

20 Q. But the FBI paid for that trip, correct?

21 A. In essence, yes.

22 Q. And they paid for that trip knowing that Adam Fox was going

23 to be present in Wisconsin, correct?

24 A. Correct.

25 Q. And at that training in Wisconsin Paul was asked to do some

1 medical training?

2 A. Yes.

3 Q. Is that fair, basic medical training?

4 A. I do not know the degree of what level the medical training
5 was, but he was asked to partake in the medical training,
6 yes.

7 Q. You weren't a part of the medical training?

8 A. I did not go in the medical end, no.

9 Q. Okay. And at one point during the training in Wisconsin
10 somebody brought out some IED's, what's an IED?

11 A. It's an improvised explosive device.

12 Q. Someone brought or started playing around with those,
13 correct?

14 A. I didn't know when it was brought out, when it was
15 manufacture constructed until they were getting ready to
16 detonate it.

17 Q. Okay. Paul didn't make that?

18 A. I'm not aware of who made it or constructed it.

19 Q. Okay. But Paul made it clear to you that he doesn't want a
20 mess around with explosives, correct, he's already made that
21 abundantly clear to you, correct?

22 A. In the past he has made statements, yes.

23 Q. And in fact when it gets detonated, you're with Mr. Bellar,
24 correct?

25 A. I can't recall.

1 Q. Can't recall, you don't recall Mr. Bellar getting in the
2 vehicle because he was concerned about how that explosive
3 device was put together?

4 A. I can't recall if he got in or out of the vehicle, I know we
5 were at a distance.

6 Q. Okay.

7 A. There was several people around us, I don't know who got into
8 what.

9 Q. You, you were right next to each other or at least in close
10 proximity of each other?

11 A. We might have been, I can't recall the exact specifics of
12 that day.

13 Q. Okay. And one of the things that the handler told you is to
14 make sure that you don't engage in any activity that could
15 hurt another person, correct?

16 A. That's correct.

17 Q. Had you seen a child or someone that was going to get hurt by
18 that explosion going on, if, I said if, it's a hypothetical.
19 If you would have seen a child or someone around that
20 explosive where that person may have been injured would you
21 have interacted?

22 MR. TOWNSEND: Objection judge as to relevancy.

23 MR. KIRKPATRICK: Your Honor they put in -- they put
24 into evidence yesterday that somehow my client made a comment
25 about children being around, and that if they may get hit

1 with shrapnel my client did nothing about it.

2 MR. TOWNSEND: I'll withdraw that objection, I, now
3 I understand the question.

4 THE COURT: Okay, go ahead, overruled.

5 BY MR. KIRKPATRICK:

6 Q. You found no reason to inner -- inner -- interject at that
7 particular moment in time, correct?

8 A. I didn't know the exact details of the IED that was going to
9 be going off until it was about to go off.

10 Q. Okay. July 27th rolls around, pretty significant day in this
11 case, correct?

12 A. That would be, yes.

13 Q. And that's the day that Mr. Bellar let's everyone know I'm
14 out of here, right?

15 A. That's correct.

16 Q. Mr. Bellar tells the group I'm broke, I got to go get a job
17 to save up some money, correct?

18 A. I can't recall what the exact details of what it was.

19 Q. And -- and -- and again let's just, for sake of my
20 questioning here regarding this, this contact or
21 communication on July 27th about Mr. Bellar leaving. I'm not
22 going to hold you to a set statement.

23 A. Okay.

24 Q. We're just having a generalized conversation now just so the
25 records clear on that. Paul said he's leaving and he's going

1 to South Carolina, correct?

2 A. That's correct.

3 Q. He said he's going to live with his father, correct?

4 A. Yes.

5 Q. He says he's going to try and save up some money and get out

6 of debt, correct?

7 A. Correct.

8 Q. He said he's going to get a job at a rifle range or somewhere

9 where he can work, correct?

10 A. Correct.

11 Q. He says he's -- he ends up getting a job at Door Dash, right?

12 A. I'm not aware of what his employment was.

13 Q. Okay. So you don't know what he did when he got there?

14 A. No.

15 Q. He's going to go back to school, correct?

16 A. I'm not aware if he was planning on that or not.

17 Q. Well did you see the e-mail thread, did you ever see the e-

18 mail thread?

19 A. There was a lot of thread that was going on through Wire, the

20 exact conversation, trying to recall that, I'm not sure.

21 Q. I guess you wouldn't dispute, if -- if -- if -- if -- if I

22 told you that the handler read that e-mail thread into the

23 record you wouldn't have any dispute as to what was in the

24 thread that the handler read into the record, correct?

25 A. If he read it, I would probably recall.

1 Q. Okay. And in fact Mr. Bellar did leave, right?

2 A. Eventually he did, yes.

3 Q. And so when Mr. Bellar leaves around July 27th of 2020 when he
4 gets down to South Carolina he sends out a couple pictures
5 showing his gear, correct?

6 A. Correct.

7 Q. People are asking him how he's settling, how he's settling
8 in, correct?

9 A. That's correct.

10 Q. And you don't hear from him again until August 18th, correct?

11 A. I personally did not hear from him; I know he was in
12 communication with Dan Harris.

13 Q. So August 18th he lets you know that someone raided his house>

14 A. That's correct.

15 Q. In July 27th --

16 MS. DODDAMANI: Did you say -- did you say raided?

17 MR. KIRKPATRICK: Well searched his house, I'm
18 sorry. I -- I mischaracterized.

19 MS. DODDAMANI: Okay.

20 BY MR. KIRKPATRICK:

21 Q. They, they went in his house, he had -- he -- there, I'm not,
22 there's no search and seizure issue here. He was evicted or
23 something along those lines and the police had, had been
24 interviewing his friend and a roommate where he had resided,
25 correct?

1 A. That might be factual, I don't know what led up to it, no.

2 Q. Okay, you don't know.

3 A. No.

4 Q. So from July 27th all the way until August 18th the only

5 contact you have with Mr. Bellar is a couple photographs and

6 information about police interviewing people regarding him,

7 correct?

8 A. That sounds correct, I don't know if there's any sidebar

9 conversations through Wire at all, I -- I don't.

10 Q. You don't recall them though correct?

11 A. Correct.

12 Q. And then again from August 18th until the take down you don't

13 have any contact with Mr. Bellar, correct?

14 A. I don't recall, no, he put out for us though after he left

15 and that his house was went through by police.

16 Q. Right, yeah of course.

17 A. That we should have a meeting.

18 Q. No and, and I agree with that. August 18th, he lets you know

19 the police went through his house, right?

20 A. Right.

21 Q. Sent you a couple pictures of his kit, his -- his gear in

22 South Carolina, correct?

23 A. That sounds correct.

24 Q. Said he was settling in nicely at his father's house, does

25 that sound about right?

1 A. About right yes.

2 Q. With the exception of those communications you did not have

3 any further communication with Mr. Bellar, correct?

4 A. I don't believe so, no.

5 Q. In fact on September 5th, 2020 Pete contacts you and accuses

6 you and Mr. Bellar of being a fed and an informant

7 respectfully, correct?

8 A. Yes, that's correct.

9 Q. He thought Mr. Bellar was an informant on September 5th,

10 right?

11 A. I don't know if it was him directly, the informant or the

12 fed, I don't recall, but I do know that Pete.

13 Q. Either fed or an informant?

14 A. Right.

15 Q. Somehow Mr. Bellar is, is working with the government,

16 correct?

17 A. Right.

18 Q. And your response on September 5th to them was I don't know,

19 Paul dropped off the completely, correct?

20 A. Correct.

21 Q. He had dropped off; he had dropped off completely and was no

22 longer involved in any of your trainings or any of your

23 discussions, correct?

24 A. From his house going through yes, he dropped off from us,

25 yes.

1 Q. Okay. And on the fifteenth of September, so ten more days
2 after this you get contacted by Joe Morrison asking if you
3 left the chat, do you recall that?

4 A. If I left the chat?

5 Q. Correct.

6 A. That sounds correct, yes.

7 Q. And your response to him was nothing was going on; things
8 have been crickets for a while. We do more on here, still
9 got me, do you recall having that conversation with him?

10 A. That sounds like it, yes.

11 Q. You would agree with me crickets means there's nothing going
12 on right?

13 A. On Wire at that time yeah there was no, no communicating been
14 going on.

15 Q. And that's --

16 A. We seen Joe communicating on various Facebook (indiscernible).

17 Q. That's the Watchman wire, right?

18 A. The Watchman wire, yes.

19 Q. And that's because your group has now started to put into
20 motion up north the plot to kidnap the governor, get the
21 governor?

22 A. It was -- it was Paul's group that got sent up.

23 Q. Paul's group got sent up?

24 A. Yeah, it was not my group.

25 Q. Paul -- Paul -- Paul's ghost group is the one that got sent

1 up to kidnap?

2 A. We went to Wisconsin and then out of that Adam was picking

3 out individuals that was -- was down.

4 Q. Mm-hmm.

5 A. To go up there, so that way it would have been Adam's group.

6 Q. It would have been Adam's group?

7 A. That's correct.

8 Q. Not Paul's?

9 A. With Paul not being there we pulled people out of that, yes

10 that is correct.

11 Q. Absolutely. So there was all kinds of surveillance going on.

12 There was all kinds of surveillance and continued training

13 going on from August 1st, after Mr. Bellar had gone to South

14 Carolina all the way up until this take down in October

15 correct?

16 A. Sounds correct, yes.

17 Q. In fact on August 1st, 2020 there was a meeting at Shawn Fix's

18 residence in Bellevue, do you recall that?

19 A. I recall of it; I did not attend it.

20 Q. You, oh you did not attend it?

21 A. No.

22 Q. Do you know how they were able to get information regarding

23 that meeting if you did not attend it?

24 A. I do not know.

25 Q. You weren't there on August 1st with a meeting at Shawn Fix's

1 residence where they were discussing kidnapping the governor
2 and discussing getting a black hawk chopper. You don't
3 recall being present for any of those, any of that?

4 A. At Shawn Fix's residence?

5 Q. Correct.

6 A. I was never at Shawn Fix's residence, no.

7 Q. Okay. So you never went to Shawn Fix's residence, all right.

8 Shawn Fix, we did talk about him a little bit earlier,
9 correct, in your direct?

10 A. That's correct.

11 Q. You're aware of Shawn Fix, right?

12 A. I'm aware of Shawn Fix, yes.

13 Q. Which did Shawn Fix become one of the operational group of
14 this plot?

15 A. He was the XO for Adam.

16 Q. XO for Adam?

17 A. That's correct.

18 Q. Former navy seal, correct?

19 A. Yes.

20 Q. That's Adam's XO?

21 A. That's correct.

22 Q. The group that he's developed for this operational group up
23 north, correct?

24 A. Correct.

25 Q. Did you have a telephone call with Adam Fox on August 4th of

1 2020 where you talk about the Upper Peninsula contacts will
2 be doing recon for location three, do you recall having that
3 telephone call with him?

4 A. I recall a conversation with him about a location yes.

5 Q. Okay. And again, this is after Paul Bellar has left, right?

6 A. That's correct yeah.

7 Q. And the telephone call is between you and Adam Fox, right?

8 A. That would be correct, yes.

9 Q. And in that telephone call you talk about Fox stated that his
10 Upper Peninsula contact will be doing recon for location
11 three, does that -- does that sound about right?

12 A. That sounds about right, yes.

13 Q. Then he says Fox's medic Eric is located in Cadillac and has
14 not been responding to his messages? You know who Eric is
15 right?

16 A. I do, yes.

17 Q. Eric ultimately is part of your operation group, correct?

18 A. A part of Adam's operational group, yes.

19 Q. A part of Adam's operational group, the one's that up north
20 planning this kidnapping plot, correct?

21 A. Correct.

22 Q. And Eric is with him, correct?

23 A. For which part?

24 Q. For the planning?

25 A. Yeah, he was, Adam brought Eric in yes, it was one of his

1 operators.

2 Q. One of his operators and his medic, right?

3 A. One of his medics, yes.

4 Q. In that same conversation on August 4th Fox lays out the
5 timeline for attack, it's to rock and roll before six months,
6 do you recall that?

7 A. That sounds about right, yes.

8 Q. He then goes on to say the next FTX, what's FTX again?

9 A. Field Training Exercise.

10 Q. The next field training exercise will be for work and not
11 play?

12 A. Correct.

13 Q. Again this is after Mr. Bellar has already left the State of
14 Michigan and is in South Carolina, correct?

15 A. That would be correct.

16 Q. In that conversation Fox stated the attack plan is not
17 unrealistic, but the group is not currently prepared and
18 needs to put in work to get prepared, correct?

19 A. Sounds correct, yes.

20 Q. In preparation for the attack against the governor Fox
21 suspects his everything, his operators do -- do -- should be
22 in preparation for the attack. He wants his operate --
23 operators to eat, sleep and shit preparation and to think
24 train about it at least thirty minutes per day, correct?

25 A. That sounds correct, yes.

1 Q. Again this is a time period when Mr. Bellar has already left
2 the state and is in South Carolina, correct?

3 A. Yes.

4 Q. Also there's a recorded portion during that conversation
5 where Fox says, Fox will be contacting Steve Robie (sic) from
6 Wisconsin to discuss the attack planned against the governor.
7 Robie (sic) is the only guy Fox will talk to as the
8 commandeer in Wisconsin. Again this is August 4th after Mr.
9 Bellar is gone to South Carolina, correct?

10 A. That's correct.

11 Q. Same conversation, Fox stated they may be able to do the
12 attack plan in three or four weeks if needed, right?

13 A. That sounds about correct.

14 Q. He goes on to say Fox will, cannot move forward without the
15 support of Shawn Fix and the CHS which is you, correct?

16 A. Correct.

17 Q. Shawn Fix is the prior navy seal, correct?

18 A. That's correct.

19 Q. And you are the prior army vet who has combat experience,
20 correct?

21 A. That's correct.

22 Q. And he needs you guys for this program or for this plot,
23 correct?

24 A. He needs numbers, yes.

25 Q. And he's got Eric as well who's a medic, correct?

1 A. That's correct.

2 Q. Starts talking, Fix' will be flying a black hawk helicopter

3 based on the intelligence from his connections. They're

4 talking about helicopters, correct?

5 A. That's correct.

6 Q. They're talking about, well they talked about him being part

7 of the seal team six. On August 9th --

8 THE WITNESS: That'd be seal team four.

9 BY MR. KIRKPATRICK:

10 Q. I'm sorry four, I apologize, I always say six because that's

11 the only one that I've ever dealt with. The, regarding the,

12 I'm, strike that. On August 9th of 2020 there was a field

13 training exercise in Munith, were you present for that?

14 A. What day was it?

15 Q. I'm sorry August 9th there was a field training exercise in

16 Munith?

17 A. That sounds about right.

18 Q. Again Mr. Bellar's not at this training, correct?

19 A. That'd be correct.

20 Q. And again he's in South Carolina, correct?

21 A. That would be correct.

22 Q. Prior to the training Adam Fox spoke to the group about the

23 need for action and for preparation and they discussed the

24 alliance between four states, Ohio, Wisconsin, Michigan and

25 Illinois, right?

1 A. That sounds correct.

2 Q. And there was a discussion about boogaloo Barry from Delaware

3 correct?

4 A. That's correct.

5 Q. This is all new information coming into the group, correct?

6 A. For the group yes, I know Adam was talking with Joe directly.

7 Q. Yeah, Mr. Bellar long gone, South Carolina, correct?

8 A. That's correct. I know Dan Harris and Paul Bellar were

9 talking, like he was --

10 Q. Mr. Bellar was not involved in any --

11 MR. KIRKPATRICK: I'm sorry your Honor I didn't mean

12 to cut the witness off; I apologize for that.

13 THE COURT: Were you done?

14 THE WITNESS: Oh I'm done, yes.

15 BY MR. KIRKPATRICK:

16 Q. Mr. Bellar was not involved in any of your training, correct?

17 A. Training no, but communication, yes.

18 Q. Directly with you?

19 A. With me no, with Dan Harris.

20 Q. Tactical communication?

21 A. I don't know what involved their communication, Dan Harris

22 told me several times that he was in contact with Paul.

23 Q. Yeah, so you don't know what he was in contact with Mr.

24 Bellar for, right?

25 A. Daniel Harris said he would be coming back to Michigan in

1 August; he didn't give a specific date, but he was in
2 communication with him.

3 Q. And he never did, did he?

4 A. He never did, but he told us that he was in communication
5 with him, and Paul would be coming back.

6 Q. During the training and I'm talking about, again we're
7 talking about August 9th. During the training Fox talked to
8 people individually and invited them to discuss further plans
9 for the training. Shortly after the training was complete
10 Fox asked how many -- how does everybody feel about
11 kidnapping, which was not well received by the group,
12 correct?

13 A. That sounds correct.

14 Q. So up until the first part of August there may have been a
15 little idea or chatter about kidnapping a politician or kid,
16 kidnapping the governor, but there were no plans put in place
17 prior to August of 2020, correct?

18 A. For the governor no, for law enforcement, yes.

19 Q. And the plan for law enforcement was basically in the event
20 we are confronted by law enforcement or see law enforcement
21 kill innocent people at protests they weren't engaging law
22 enforcement and I'm talking about Mr. Bellar, correct?

23 A. Well down in Detroit we were, Paul Bellar was there for that.

24 Q. He was there right?

25 A. Correct.

1 Q. But again I think we already went over this he didn't do
2 anything illegal, right?

3 A. Fortunately no he did not but we were down there to do
4 illegal activity.

5 Q. You were down there because Mr. Bellar told you the reason,
6 they wanted to go is in case the police started killing
7 innocent protesters, correct?

8 A. That's correct, but we agreed that we wouldn't be going to
9 any, anything outside of pertaining to the Watchman. These
10 individuals were either friends or acquaintances of Paul,
11 they weren't affiliated with the Watchman.

12 Q. Sir, my question is the only way you were going to engage
13 anybody at the Black Lives Matter protest is if the police
14 started killing innocent people, correct?

15 A. Killing no if they started acting out violently towards them.

16 Q. Violence or killing of anybody, correct?

17 A. Violence, yes.

18 Q. Are you familiar with the self, and if you're not say no
19 cause I'm going to ask you kind of a legal question and the
20 answer could be I don't know.

21 A. Okay.

22 Q. Are you familiar with the, well you, actually I know you are
23 familiar with this? You're a CPL instructor correct?

24 A. I am yes.

25 Q. One of the most important things about a CPL instructor is to

1 know deadly force and when it's allowed, correct?

2 A. That's correct.

3 Q. You need to know the self-defense law in the State of
4 Michigan backwards and front, correct?

5 A. Yes.

6 Q. Cause you're liable for that right?

7 A. You would yes.

8 Q. There's nowhere in the self-defense statute of the State of
9 Michigan that says, strike that. The self-defense statute
10 in the State of Michigan says that you can use deadly force
11 against another individual if you believe that that
12 individuals life is in jeopardy or they're about to be
13 sexually assaulted, is that a fair statement?

14 MR. TOWNSHEND: Your Honor, I'd object at this
15 point, I think he's now asking for a legal conclusion from
16 this witness with regard to, I think there's a difference
17 between citizens, there's a difference between law
18 enforcement officials, officers with regard to that. So I
19 don't know if this witness is capable on giving an opinion on
20 that legal question.

21 MR. KIRKPATRICK: Your Honor, I can lay a further
22 foundation. I think I've laid it.

23 THE COURT: Yeah.

24 MR. KIRKPATRICK: But I can go even further, if he's
25 a CPL instructor who --

1 THE COURT: Let it, I -- I'm going to let him answer
2 if he knows.

3 THE WITNESS: The legal portion of that you have to
4 have a legal member come in and teach the legal portion of
5 CPL. I cannot instruct legal formalities on a CPL class.

6 BY MR. KIRKPATRICK:

7 Q. Did you take the CPL class?

8 A. I have yes.

9 Q. In order to take the CPL class you have to know the self-
10 defense act, correct?

11 A. To teach the self-defense portion of it, the legal portion a
12 -- a lawyer or a law enforcement or retired law enforcement
13 officer has to come in and instruct it. I myself cannot
14 teach or give advice or legal advice on what to do pertaining
15 to that. It's also my understanding that is if we don't go
16 searching for and engaging with people. If you are able to
17 retreat or move from it you can.

18 Q. Mm-hmm.

19 A. You have to protect yourself or others yes.

20 Q. Correct.

21 A. But to go down there to it.

22 Q. To protect yourself or others, correct?

23 A. That is correct.

24 Q. And you as a CPL instructor and also someone who received
25 their CPL had to study that correct?

1 MR. TOWNSEND: Again I'm going to make an objection
2 at this point, I just want -- if you take this to logical
3 conclusion anybody that took the CPL class could now be able
4 to come up and give an expert opinion.

5 MR. KIRKPATRICK: I'm not asking for an expert
6 opinion.

7 MR. TOWNSEND: Or give an opinion on this.

8 THE COURT: Yeah I --

9 MR. TOWNSEND: (Indiscernible) legal conclusion.

10 THE COURT: I think, I -- I think you can move on.

11 MR. KIRKPATRICK: I'll move on your Honor.

12 THE COURT: He's, he's indicated that he does not
13 teach that portion of it and I -- I do think the objective,
14 objection is correct. That anyone that took a CPL you know
15 extensively could answer this question and I -- I don't think
16 that's appropriate.

17 MR. KIRKPATRICK: I'll -- I'll move on your Honor.

18 BY MR. KIRKPATRICK:

19 Q. There was a telephone call with Adam Fox on August 9th of 2020
20 where Fox stated that they needed, they -- they need recon on
21 different locations, do you recall that phone conversation?

22 A. That's correct.

23 Q. Fox stated that they, I'm sorry I already read that one. Fox
24 stated multiple times in reference to the attack plan that
25 they will put it together and tear it apart until they have

1 no more time to break down the plans, correct?

2 A. That's correct.

3 Q. They -- there was discussion about torching the governors

4 cabin mob style as an attack option, which is more of leave

5 no trace and a higher chance of success, correct?

6 A. That sounds correct.

7 Q. So again Adam Fox is reiterating the importance of training

8 and preparation for this kidnapping plot, correct?

9 A. That's correct.

10 Q. And again Mr. Bellar is in South Carolina, correct?

11 A. That is correct.

12 Q. On August 13 did you have a phone call with a Frank Butler?

13 A. The exact date I'm not sure I had.

14 Q. Okay, somewhere around that time?

15 A. That sounds correct, yes.

16 Q. And during that there was a discussion about Butler's attack

17 plan on the Virginia governor and Steve Robie (sic) from

18 Wisconsin would be picking up a boat for him, do you recall

19 that?

20 A. I recall that yes.

21 Q. And again Paul Bellar is in South Carolina, correct?

22 A. That's correct, now Paul did say that he was going to try

23 staying in the group down in the Carolinas.

24 Q. But he didn't, right?

25 A. I was not aware, he -- he said before he left that he was

going to.

2 Q. Sir you are the confidential human source for the FBI,
3 correct?

4 A. That's correct.

5 Q. Your information is what is utilized for the FBI to make and
6 or not make a case.

7 A. I --

8 MR. TOWNSEND; Your Honor I -- I --

9 MR. KIRKPATRICK: Let me rephrase it, I -- I get --
10 I -- I know why you're standing up.

11 THE COURT: Okay. Okay.

12 MR. KIRKPATRICK: That was the wrong question and,
13 I'm sorry.

14 BY MR. KIRKPATRICK:

15 Q. You are a big part of this investigation, correct?

16 A. I was maintaining access within the group, yes.

17 Q. And you, you continued to maintain that access within the
18 group, correct?

19 A. That's correct.

20 Q. And you continued to be operational with the group, correct?

21 A That's correct

22 Q And you continued to train with the group, correct?

23 A That is correct

24 Q. And you branched off and went up north to continue to train
25 with the group, correct?

1 A. That is correct.

2 Q. And you did the surveillance with the group, correct?

3 A. That's correct.

4 Q. And at no time from when Mr. Bellar left the State of
5 Michigan did you ever see him, you personally see him again,
6 correct?

7 A. I did not, no.

8 Q. There was another phone call with Mr. Adam Fox on August 17th
9 of 2020. Adam Fox stated that Mickey is trying to find ways
10 in and out for him. Do you know what he was talking about
11 there?

12 A. Can you repeat the question?

13 Q. Adam Fox stated, and this is around August, this is, well
14 it's on August 17th. I'm not asking you about the dates, I
15 know dates are tough. There was a phone call with Adam Fox
16 where Adam stated that Mickey is trying to find ways in and
17 out for him, whose Mickey?

18 A. Mikey.

19 Q. Mikey I'm sorry, oh I apologize.

20 A. You're fine. It's one of Adam Fox's operators, team members
21 for his group.

22 Q. So another one of Adam Fox's operators who's working with him
23 up north on this plot to kidnap the governor, correct?

24 A. He worked with Adam, yes.

25 Q. And Fox wants to execute his attacks prior to November and

1 hit the reset button on politics in the U.S.?

2 A. That's correct.

3 Q. He further says in that phone call the operators need to

4 spend time in a room with a white board hashing out the plan,

5 correct?

6 A. That's correct.

7 Q. And again Mr. Bellar's not around, right?

8 A. That is correct.

9 Q. Fox wants to burn Governor Whitmer's boat and sink it in the

10 bottom of the lake, right?

11 A. That's correct.

12 Q. They want to go up north and find her house and they're going

13 to travel as tourist and be low profile, right?

14 A. That's correct.

15 Q. Fox hasn't talked to, Fox hadn't talk to Amanda Keller in a

16 couple days and Fox stated that she knows about the snatch

17 and grab, but we ain't on that anymore. Do you recall

18 talking to Adam Fox about that?

19 A. That sounds familiar, yes.

20 Q. And he wanted to head up north to look for the governors lake

21 home. He gives a plan, a route plan, take 96 north to Grand

22 Rapids, go to Cadillac and then head to highway 55 over and

23 you guys are going to check out, they -- they will check out

24 locations one and two, correct?

25 A. That's correct.

1 Q. August 29th, 2020 is when you actually do the surveillance of
2 the governors' vacation home?

3 A. That's correct.

4 Q. At that point you were introduced to Barricade.

5 A. That's correct.

6 Q. Later, later identified by the FBI as Eric Molitor, correct?

7 A. Correct.

8 Q. Eric Molitor is the medic, right?

9 A. One of the medics yes.

10 Q. One of the medics, he's present with you during the
11 surveillance, correct?

12 A. Correct.

13 Q. And the plan is he's going to be present with you when the
14 actual plan is carried out?

15 A. It's my understanding he was, yes.

16 Q. To kidnap the governor, correct?

17 A. Correct.

18 Q. So you go and you do all this surveillance, again Mr. Bellar
19 is not with you, right?

20 A. Correct.

21 Q. He's still in South Carolina, correct?

22 A. I believe so, yes.

23 Q. When Mr. Bellar did training with you did, he ever teach you
24 or anybody in the group how to run a video camera?

25 A. No.

1 Q. Never taught you how to use a -- a photo camera, correct?

2 A. No.

3 Q. He never taught you or anyone in the group surveillance

4 techniques, correct?

5 A. I wasn't, no.

6 Q. In fact you're the forward post guy -- you're the guy I

7 consider like recon where you have to make out plans how to

8 get through and do surveillance, correct?

9 A. Fair to say, yes.

10 Q. And you have to do surveillance to insure what your targets

11 are in the military and things along those lines, correct?

12 A. Correct.

13 Q. Mr. Bellar never taught you any water tactics, correct?

14 A. None.

15 Q. Never taught you any boat tactics, correct?

16 A. Correct.

17 Q. And again I know we've spoken every time, but I'm going to

18 say it one more time, never taught any explosive techniques

19 correct?

20 A. That is correct.

21 Q. In fact they scarred him, right?

22 A. Yes.

23 Q. Fox --

24 MR. SOMBERG: Your Honor, can we take a five-minute

25 break if they're not close to --

1 MR. KIRKPATRICK: I -- I'm fine with a break. I
2 mean if he needs a break I can pick right back up.

3 THE COURT: Well how, how close to be done are you?

4 MR. KIRKPATRICK; I'm getting real close judge, like
5 five minutes.

6 MR. SOMBERG: That's fine.

7 THE COURT: Are you okay then?

8 MR. SOMBERG: I'll wait.

9 THE COURT: Okay, thank you.

10 BY MR. KIRKPATRICK:

11 Q. In fact you, you guys went up north with Adam Fox's team,
12 right?

13 A. Correct.

14 Q. Not only did you do all of the surveillance, correct?

15 A. Correct.

16 Q. You looked at bridges you were going to blow up, correct?

17 A. Correct.

18 Q. Mr. Bellar never gave any training regarding building
19 structures, correct?

20 A. (Indiscernible) clearing it, yes.

21 Q. I'm talking about structures itself, meaning how to take down
22 a structure with explosives?

23 A. I don't know what he instructed or taught prior to me coming
24 into the group.

25 Q. Okay. You're, to your knowledge?

1 A. To my knowledge no.

2 Q. In fact Adam Fox went so far or someone in the group went so
3 far as to get with a realtor or somehow get an outline of the
4 governor's house, do you recall that?

5 A. Yes.

6 Q. And that outline of the governor's house is, was for purposes
7 for you, for your operational team to figure out how you're
8 going to move, maneuver within the house, that a fair
9 statement?

10 A. That is correct, yep.

11 Q. Again Mr. Bellar didn't --

12 MR. TOWNSEND: Your Honor the thing, just for
13 clarification. He keeps saying your operational team, I
14 believe the witness has testified on many occasions that it
15 was Adam's operation team not his, that's all.

16 THE COURT: I think the record speaks for itself. I
17 -- I -- I don't think he's trying to indicate anything by
18 that.

19 MR. KIRKPATRICK: Thank you, your Honor.

20 BY MR. KIRKPATRICK:

21 Q. Adam's operational team that you are a part of correct?

22 A. Correct.

23 MR. KIRKPATRICK: I have no further questions.

24 THE COURT: Okay, thank you. What we're going to do
25 is we're going to take a break now. You were true to your

1 word in terms of five minutes. Can the agent take this
2 gentleman to his room or wherever?

3 MR. TOWNSEND: Video is off, yes?

4 (At 1:59 p.m., recess)

5 (At 2:10 p.m., back on the record)

6 THE COURT: Yeah, I will ask Lynn again when we get
7 -- are we on audio almost.

8 MS. CAVANAUGH: Yeah, perfect.

9 THE COURT: Okay. And from what you can tell
10 there's not video, is that correct?

11 MS. CAVANAUGH: There's no video.

12 THE COURT: And you ready to go? It looks like the
13 escort is going to bring the witness in and it's a Mr.
14 Somberg's.

15 MR. SOMBERG: Thank you your Honor.

16 THE COURT: Are you all set?

17 THE WITNESS: Yes sir.

18 THE COURT: Okay. You remain under oath and Mr.
19 Sombergs going to go, go ahead sir.

20 MR. SOMBERG: Thank you your Honor.

21 CROSS EXAMINATION

22 BY MR. SOMBERG:

23 Q. Dan, I wanted to I guess start at the beginning of your -- of
24 your involvement. You said that you found a Wolverine
25 Watchman Facebook page as a suggested page on Facebook?

1 A. It was a recommendation, yes.

2 Q. Recommendation and that was because you had liked similar

3 pages?

4 A. My understanding is how the algorithm on the, on Facebook

5 works so that could have been it.

6 Q. You a -- the Second Amendment pages, maybe like patriotic

7 pages?

8 A. That could be it.

9 Q. You described yourself as a libertarian, your politics?

10 A. I do, yes.

11 Q. Okay. And were -- were you on any other militia pages?

12 A. No.

13 Q. But you, I guess you -- you joined this page to be, to join

14 their militia?

15 A. I didn't view them as a -- a militia, I was looking to places

16 to train. So that was the only kind of outreach that I had on

17 that.

18 Q. So you were -- you were down for the, the serious training

19 that it says in their group description?

20 A. For training, yes.

21 Q. Training for what?

22 A. Just overall training.

23 Q. Okay. I mean as -- as a libertarian you -- you believe in, in

24 small government, correct?

25 A. Correct.

1 Q. And why is that?

2 A. I just don't like the, a large government overreach.

3 Q. Okay. And what --what would happen if a -- scratch that.

4 And I guess you're -- you probably believe when governments
5 get to big they typically end up abusing the rights of their
6 people and doing things, bad things, correct?

7 A. Correct.

8 Q. And you swore an oath to the constitution when you signed up
9 for the military, correct?

10 A. Correct.

11 Q. And thank, thank you for service.

12 A. Thank you.

13 Q. Part of the constitution is the Second Amendment, correct?

14 A. That's correct.

15 Q. And you would agree that the Second Amendment says that
16 militia is necessary to, security of our free state, correct?

17 A. Correct.

18 Q. And would you agree with me that our founders put that in
19 there specifically for the specific reason for people to
20 defend themselves against the government potentially?

21 MR. TOWNSEND: Your Honor, I would object to this
22 plan. I don't know how this witness can testify to the
23 thinking of the minds of the founding fathers.

24 THE COURT: Well that would include our Supreme
25 Court then. I think that -- I think it's an appropriate

1 question, whether his interpretation is right or wrong is
2 anyone's guess. But I -- I --

3 MR. SOMBERG: I can ask a different question.

4 THE COURT: Well I'll let you ask it, go ahead.

5 BY MR. SOMBERG:

6 Q. Well yeah, did you answer the --

7 A. Can you repeat the question please?

8 Q. So the question was you agree that, that the founders put the
9 Second Amendment in there for the, the main person, not for
10 hunting do you agree?

11 A. Correct.

12 Q. It's for, the main purpose is to potentially to train for, to
13 potentially defense, defend yourself against the government
14 one day?

15 A. Yes.

16 Q. Okay. So you agree it -- it's actually a good thing
17 necessary for our citizens to -- to train and be proficient
18 with, with firearms, correct?

19 A. Yes.

20 Q. And to have some, some sort of plan to defend themselves,
21 right?

22 A. True, yes.

23 Q. And you agree you said that -- scratch that. And not to just
24 defend, militia is not just considered to defend against our
25 own government but if we a -- if we were to be invaded by

1 another country potentially?

2 A. Potentially, yes.

3 Q. If we were to have a civil war, you know red against blue,

4 north against south happen again, correct?

5 A. Yeah

6 Q. That's what they're there for. And in -- in modern days you

7 know you need, you, you agree that the -- the -- the

8 battlefield has, has changed in the last two hundred and

9 fifty years?

10 A. There's been improvements, yes.

11 Q. Okay. So it wouldn't make sense with you guys to be training

12 with, with muskets, right?

13 A. Right.

14 Q. Right, but it wouldn't make sense for them to be riding

15 horses around with guns, right?

16 A. Right.

17 Q. Okay. So it makes sense for them to train using vehicles and

18 -- and that type of thing?

19 A. I'm following you, yeah.

20 Q. Pretty standard. But when, when you got involved though

21 your, the first training you went to you guys were literally

22 in -- in the dirt, crawling around doing those type of

23 trainings, right?

24 A. I got involved for training, now what -- when they put out

25 what they wanted to train for that is when I contacted local

1 law enforcement and then -- then with the FBI and they had me
2 go in there as likeminded with them. I would not have went
3 there on my own of course to do that kind of training though.

4 Q. Right, the -- the question was but when you got there, when
5 you went to the first training these guys were just like
6 crawling around, you said they were doing like dirt crawls
7 and stuff?

8 A. That's correct.

9 Q. Correct a, they were shooting at paper targets, right?

10 A. Correct.

11 Q. No one ever said you know there is no, there is no there was
12 no - there was no -- we're shoot, we're -- we're doing this
13 practice to, to storm the Capital, correct?

14 A. At the early stages it was not for the Capital it was law
15 enforcement.

16 Q. Okay. They -- they somebody -- somebody said to pretend that
17 the target was a police officer?

18 A. There was a statement made that if police officers showed up,
19 they would fry the pig.

20 Q. Okay. My client Joe Morrison didn't say that, though did he?

21 A. Joe Morrison did not say that, no.

22 Q. Okay. Backing up, I -- I'll just, how you got involved. You
23 said you didn't ask for money to work to you know be the
24 FBI's asset?

25 A. That's correct.

1 Q. But I mean you -- you must know that people do get money for
2 this type of thing, right?

3 A. I was, it was never even said. I seen that lives were at
4 risk and that's the only reason why I passed it up.

5 Q. Okay. And how much money did the FBI pay you in total?

6 A. In total I don't have a firm number.

7 Q. Okay.

8 MR. TOWNSEND: Your Honor, if it would help, I'll
9 stipulate that it was fifty-four thousand dollars in total.

10 THE COURT: Okay, thank you.

11 BY MR. SOMBERG:

12 Q. And was a portion of that fifty-four thousand for a loss from
13 selling your house?

14 A. It was for witness protection; I took a duration of time off
15 from work so to cover my expenses. My mortgage at the time,
16 my vehicle payment, expenses for that yes.

17 Q. Okay. And you --

18 A. I'm still out of a house, sir.

19 Q. And you testified that you sold your house at a loss?

20 A. I did, yes.

21 Q. Okay. So you -- you lost -- you lost -- let me back up. So
22 you didn't make a profit on your house?

23 A. I lost forty-five hundred dollars on the house, yes.

24 Q. Okay. Would it be fair -- fair to say that you, without
25 giving your address or anything that you moved and you bought

1 your house in 2019?

2 A. That's correct.

3 Q. And for one hundred and eighty-four thousand dollars?

4 A. That's about right, yes.

5 Q. And you sold it in 2020 for two hundred?

6 MR. TOWNSEND: Your Honor again I -- I don't -- I
7 object to any type of specifics that somebody could look up.
8 Even with these numbers people could look that up and somehow
9 try to make a connection as a personal identifier of the
10 witness.

11 MR. SOMBERG: I'm impeaching a witness.

12 MR. TOWNSHEND: May be but it's still falls under, I
13 believe it will fall under the protection, your Honor.

14 MR. SOMBERG: Okay. I'll a --

15 THE COURT: I think it falls under the protective
16 over. I'd be concerned people start looking at the real
17 estate records and matching figures.

18 MR. SOMBERG: Fair, fair.

19 BY MR. SOMBERG:

20 Q. You sold it for more than one hundred eighty-four thousand
21 dollars?

22 A. After closing fees.

23 MR. TOWNSEND: Object, same thing your judge.

24 THE COURT: That's, I -- I -- I think it's --

25 MR. SOMBERG: That's okay.

1 THE COURT: -- the thing is -- is you're going to
2 run into a situation where people potentially can start
3 looking up figures and I think that, let me see and I -- I
4 think it comes within counsels are prohibited from asking any
5 questions seeking personal identifying information from the
6 confidential informant witness. And in starting, starting to
7 ask about purchase prices, date of purchase, date of sale I
8 think a -- someone that was diligent could use that
9 information in a way that I don't think anyone would want it
10 to be used. So let's move on and not talk about the real
11 estate.

12 MR. SOMBERG: Without the numbers though, your Honor
13 I want, I'll move on your Honor.

14 THE COURT: Okay.

15 BY MR. SOMBERG:

16 Q. Did you know that there were other informants?

17 A. No.

18 Q. Working in the group?

19 A. (No verbal response)

20 THE COURT: Is that a no?

21 THE WITNESS: That is a no, your Honor.

22 THE COURT: Okay, I just.

23 MS. DODDAMANI: And I'm sorry you can say any time
24 period there at all?

25 MR. SOMBERG: Well, well I can think just about --

1 he -- he answered.

2 BY MR. SOMBERG:

3 Q. But the, from your work, while you were working for the FBI
4 between March 2020 to October 2020 were you aware of any
5 other informants involved in the Wolverine Watchman?

6 A. I was not aware of, no.

7 Q. Did the FBI ever tell you that you can engage in otherwise
8 illegal activity while you're working for them?

9 A. I was not to engage in illegal activity.

10 Q. Okay. You said there was forty-five people at one point in
11 the Wolverine Watchman Facebook group?

12 A. On the Wire Chat there was up to about forty-five I believe.

13 Q. Okay. You mean I guess did you, I'll move on from that, that
14 question. I want to talk about this term domestic terrorist.
15 You've heard that thrown around?

16 A. I have, yes.

17 Q. Would you agree that the word used more frequently in the
18 last year, year or two have you heard this word more often
19 being used?

20 A. It's been thrown around, yeah.

21 Q. I mean as a -- as a military libertarian I mean would you
22 agree that sometimes people identify with libertarian views
23 or wary of government are -- are called domestic terrorist?

24 A. I would hope not.

25 Q. But you know people like the left may -- may call you that

1 right?

2 A. I hope not.

3 MR. TOWNSEND: Your Honor, I guess I have to make an
4 objection, that was speculation. These witnesses, I guess
5 his answer I hope not would, would, are indicated.

6 THE COURT: This is cross examination; I'll allow a
7 few questions here.

8 MR. SOMBERG: Yeah.

9 THE COURT: But domestic terrorist is -- is very
10 individualized and I -- what's that old saying one, one
11 person's terrorist is another man's freedom fighter. I, it,
12 it's so variable I -- I'm not sure where you're headed. But
13 I'll let you go.

14 MR. SOMBERG: Sure.

15 THE COURT: Go with it for a while.

16 BY MR. SOMBERG:

17 Q. You-- you -- you -- you had a Facebook account back in
18 2020?

19 A. That's correct.

20 Q. You were getting in an argument with somebody who politically
21 disagrees with you on Facebook?

22 A. I don't recall that being an -- an argument no. I kept my,
23 my social media private, pretty, pretty low.

24 Q. Okay. At this plan or I call it a -- the -- the three idea,
25 you call it a plan. Do you know what I'm referring to?

1 A. The number three or one, two, three?

2 Q. The number three.

3 A. I'm familiar with yes.

4 Q. That was something allegedly said by Pete, they call him

5 Grandpa.

6 A. Yes.

7 Q. And you -- you were involved with the Wolverine Watch, I mean

8 you, you were hanging out with these guys a lot?

9 A. I was yes.

10 Q. Right. I mean would you agree that the sentiment of the

11 group is that Pete just says crazy things all the time?

12 A. That could be a yes.

13 Q. And would you agree if you know when -- when Pete were to say

14 something like that that the guys take it with a grain of

15 salt?

16 A. To a degree, but he continuously said it.

17 Q. Well he says a lot of things, right?

18 A. He does say a lot of things.

19 Q. And a there was never any, my client Joe Morrison never a --

20 his -- his land was never used, and he never said okay

21 pretend you're entering a police officer's home, right?

22 A. I'm not sure exact verbiage it would be true, training on

23 following the Wire communication on what was leading up to

24 that. But yeah, that was what we were training for was law

25 enforcement.

1 Q. But Joe -- Joe Morrison said to use his land to pretend like
2 you're going into a police officer's house?

3 A. He was letting us use, use out training or use his land for
4 training with the understanding that's what we were training
5 for was law enforcement yes.

6 Q. Who, who specifically?

7 A. Various people, we've gone from Pete referring back to when
8 he Molotov cocktail the law enforcement officers house and
9 waited for him at the residence to, he said he would do it
10 again.

11 Q. Okay. But Joe never said yeah guys use my land to prepare
12 for this plan, right?

13 A. He said, we can use his land for training, so we were using
14 his land for training. He was aware of what was going down.
15 He asked people how do you feel being considered domestic
16 terrorist. Kicking off the boog, it was in that direction
17 for law enforcement, yes.

18 Q. Okay. But it -- the training that Joe, was happening at
19 Joe's house, when you -- when you, it -- it never really um,
20 but there's no specific training. So you're, my question is
21 you're -- you're saying that well we just use the land for,
22 for this vague idea. But I'm saying there's never a specific
23 plan as today we are training to pretend like you're entering
24 a police officer's house?

25 A. A house we did structure base training, gain entries to

1 houses, to structures. We did vehicle ambushes, we did
2 independent ambushes, it was a wide array of violent action.

3 Q. Yeah but, I understand that a -- a house and a vehicle but
4 wouldn't you just agree you testified that this is just
5 common training for a mod -- modern potential.

6 MR. TOWNSEND: Your Honor, I'm going to object, I
7 could be wrong, but it seems like this has been and answered
8 several times with this witness.

9 THE COURT: I'll sustain it, but I think what's
10 being asked is on any and correct me if I'm wrong. On any
11 particular day did Joe Morrison say here's a policeman's
12 house, we're going to train breaking into this house. Is
13 that what you're trying, trying to say?

14 MR. SOMBERG: That is my question, your Honor.

15 THE COURT: Okay.

16 BY MR. SOMBERG:

17 A. A specific house no but it was structure based yes.

18 Q. The training was structure based.

19 A. Yes.

20 Q. At no point in time did Joe Morrison say today we're going to
21 and -- and not verbatim but at no point did Joe Morrison say
22 anything to the effect of today we're going to pretend like
23 we're breaching the Capital doors?

24 A. To that degree no, I don't recall if anything like that.

25 Q. And you have lots of hours of recording, correct?

1 A. That's right.

2 Q. While, while you were there. We have thousands of pages of

3 Wire messages and all that stuff correct; you would agree?

4 A. That's correct.

5 Q. And Joe, scratch that. There was a phone call where, on June

6 14th where you had called Adam Fox, correct?

7 A. That's correct.

8 Q. You said both your handlers were -- were present during that

9 phone call?

10 A. Correct.

11 Q. And I believe you testified that on this phone call you

12 learned that Adam was a dangerous person, correct?

13 A. Prior to that phone call Joe had said that he is a no shit

14 deal.

15 Q. Okay. But you would agree that that's vague right?

16 A. He was about it, on the fourteenth at their residence Pete

17 had made the statement that meeting up with Adam was going in

18 the direction of and I quote "No shit putting rifles in

19 front of police officers and politicians faces and pulling

20 the trigger".

21 Q. At, but my client didn't say that?

22 A. That came from Pete.

23 Q. Right. My --

24 A. But Joe was present, and he understood what Adam was about

25 and was kicking off the Boog and he says yes, I'm -- I'm -- I

1 know what it's about.

2 Q. He said that he understood what Adam is about, I'm not
3 stupid?

4 A. He said he knows what Adam's about yes, he knows what he's
5 talking about.

6 Q. Okay. And he didn't say yes lets, he didn't say anything to
7 the effect of let -- lets train for his plan?

8 A. Well he introduced Adam to us, we met with Adam at the
9 protest and then again at the Vac Shack and Joe had him come
10 to his house for training twice.

11 Q. But on the -- well let -- let's -- let's back up. You
12 actually invited him to the Capital protest and to the
13 training, correct?

14 A. I said you should come to the training sometime. He, Adam
15 wanted us to show up to train on the eighteenth. We were in,
16 I was concerned going to train on the eighteenth cause I was
17 talking with Pete that there was going to be a large
18 gathering of militia there, and that's when we were going to
19 kick off the Boog, because of the large numbers there.
20 Talking further with Pete I was trying to talk him down from
21 that cause he was wanting to go there and kick everything
22 off.

23 Q. Okay. And the -- the first training that Adam Fox came to,
24 well I -- I just want back, go back to the -- the Boog, the
25 Boogaloo.

1 A. Okay.

2 Q. When, when did you first hear this, hear this term?

3 A. Within the Watchman, I was not aware of the term or

4 terminology part of them.

5 Q. And not, you never like, you just, veteran, military guy, did

6 you ever talk about that?

7 A. No.

8 Q. You heard of the Three Percenters before?

9 A. I have, yes.

10 Q. This first training that Adam showed up to June 28th, correct?

11 A. That sounds correct, yes.

12 Q. I think that's how your battery died, your recording died,

13 that one?

14 A. I later found out yes that it had died.

15 Q. And there was no, so while you're there this was just a

16 standard training, you testified to?

17 A. Yeah.

18 Q. There was no thing, okay pretend this is like you're going in

19 Governor Whitmer's house, correct?

20 A. No.

21 Q. Okay. There's no like pretend you're going in her -- in the

22 -- you know the Capital building, correct?

23 A. Correct.

24 Q. You didn't, there was no a - like -- like kidnapping

25 trainings or dress -- dress rehearsals or anything like that?

1 A. A kidnapping I don't, I'm not sure on the exact date it was
2 brought up, but that's when Adam brought out who's down for a
3 kidnapping a tyrant was at the, Joe's residence.

4 Q. And he, and we'll get to that but during the training of that
5 day there's no, nobody pretended to do a kidnapping, no one
6 trained to do a kidnapping right?

7 A. No.

8 Q. And it wasn't until after the training that Adam told the
9 group hey who's down for kidnapping, correct?

10 A. I don't know if it was before or after, but it was brought up
11 there yes.

12 Q. And when he brought it up to the group people shot, everyone
13 shot him down?

14 A. That's correct, well they didn't say anything. It was after
15 our purges that we had, we had a large number, so we focused
16 down so people and then went in with the people that were
17 about it. Pete brought up the hey this is for no shit who
18 wants to be here, and then Adam came with hey who's down with
19 kidnapping tyrants.

20 Q. Right. And -- but Adam said hey who's down with kidnapping
21 tyrants after the training?

22 A. That could be correct, I'm not sure on the exact timeline for
23 that specific day.

24 Q. And it was even later, you -- you testified that Joe Morrison
25 when asked by Adam said yeah, I'm down or something like that

1 correct?

2 A. To that degree yes.

3 Q. And you don't have a recording of that?

4 A. I don't know if it was on the recorder or not.

5 Q. Okay. But that alleged, that conversation allegedly took

6 place even later than Adam addressing the group as a whole?

7 A. It could have, I'm not sure on the timeline of that day.

8 Q. Okay. But you -- your -- are you saying that you heard that

9 statement being made?

10 A. I did yes, I was physically present when Adam asked Joe if he

11 was down for it and he said he was.

12 Q. Okay. And, but at that time he didn't say we're doing it, he

13 didn't say where they, he was going to take her from right?

14 A. No but there, Adam and Joe had met up previously. They'd

15 been in communication, they had dinner with each other so

16 there was communication going on. Adam introduced or Joe

17 introduced him to the group as a -- a no shit kind of guy.

18 Q. Okay. But you don't know what they talked about.

19 A. I do not know.

20 Q. What's that?

21 A. I do not know.

22 Q. Okay. And you know he didn't say where he's going kidnap her

23 from correct?

24 A. I don't think at that time he was -- it was.

25 Q. Okay. Not at that time?

1 A. Correct.

2 Q. And this was at, and the time where the statement was, was

3 the August 9th second training where Fox showed up, correct?

4 A. That could have been, I'm not sure on the exact date.

5 Q. Okay. And, but after that Adam Fox never came to any

6 training at Joe Morrison's ever again?

7 A. I don't think so no.

8 Q. And um Adam or I'm sorry Joe never provided Adam any money

9 for his plans?

10 A. I don't believe so no.

11 Q. He didn't help him; he didn't help Adam Fox prepare for his

12 plan?

13 A. He provided personnel through the Watchman, yes.

14 Q. He, Joe provided personnel?

15 A. Through the Watchman, yes.

16 Q. That Joe told who, so Joe, are you saying that Joe told men

17 to -- to do this plan with Adam?

18 A. We worked under the directive of Joe yeah, as the Watchman.

19 So when we went to Wisconsin, we were representatives of the

20 Watchman.

21 Q. Joe, I'm not talking about Wisconsin right now. I'm just

22 asking Joe never ordered or directed any person to -- to plan

23 or to carry out or to prepare for Adam's plan?

24 A. I guess no.

25 Q. And you were very, very active on the Wire and all the chats

1 and all that right?

2 A. Moderate yes.

3 Q. And specific, specifically on, you're -- you're active on the

4 Facebook chats, correct?

5 A. Say again?

6 Q. I'm, you're -- you're active on the Facebook group chats?

7 A. We had some on Facebook yes.

8 Q. And the what -- and then you're active on Wire, correct?

9 A. I was active on Wire yes.

10 Q. And the new one three, Threema?

11 A. Threema, yes.

12 Q. Is that what it's called. And you're aware that everyone, I

13 mean after August or in, in August that Joe pretty much was

14 inactive with the group completely?

15 A. He was sporadic, we seen him active online with various pro

16 Boogaloo pages. The guys made con, comments about how he was

17 active with them and not active with us on water.

18 Q. The -- he -- when -- when -- by active you mean he was on

19 Facebook?

20 A. He was putting out people, like recruiting people to come to

21 training.

22 Q. Okay. So he's post, making Facebook posts about the

23 Wolverine Watchman?

24 A. Yes.

25 Q. Okay. And the guys are saying hey he's, you know he's

1 posting on Facebook but he's not coming to training right?

2 A. Correct.

3 Q. And at some point, it's, and I know dates are, I'm not
4 holding you to a specific date. In late, late July you
5 reached out to Joe, you -- you know him as Boog Daddy Bunyan,
6 right?

7 A. Correct.

8 Q. But you're reaching out like hey I'm trying to find out where
9 everybody's mind set. Where are, where are you at with
10 everything, said something like that?

11 A. Sounds familiar yes.

12 Q. And he responded something like very, very nice, sorry man
13 I've kind of been out of the loop here lately, working on my
14 marriage?

15 A. Correct.

16 Q. All right. On August 4th you provided a, well on -- on -- on
17 August 4th you had a conversation with Adam Fox where he told
18 you that Joe Morrison is not yet aware of the conspiracy to
19 kidnap Governor Whitmer, correct?

20 A. That sounds fair.

21 Q. And he also said he's not sure if Joe or Pete would be on
22 board with the plan?

23 A. That could be correct.

24 Q. On, well, on the twenty-seventh of August you provided a -- a
25 report where a Joe -- Joe Morrison, I'm sorry where Adam Fox

1 had created, created a new group conversation of Leader's
2 Coalition of Michigan, correct?
3 A. I believe on Facebook.
4 Q. On Facebook?
5 A. Yeah.
6 Q. And you agree on, on a Facebook group chat that the creator
7 of a group chat can just add people without them having to
8 confirm?
9 A. That could be a -- on a messenger app yeah.
10 Q. Right. And if you wanted out, you'd have to, you have to
11 choose to remove yourself, right?
12 A. That' sounds about right.
13 Q. And actually, I'm sorry. So I, by, by 8-27 Joe was losing
14 most members of his group. They were leaving his group chat;
15 they were abandoning him in general?
16 A. We were getting off of Wire to move into Threema, yes.
17 Q. On 8-26 you, you agree that, that guys are saying sorry Boog
18 Daddy we're leaving the group, we're still bois but we're
19 leaving the Watchman?
20 A. Who said that?
21 Q. Beeker.
22 A. Okay.
23 Q. And who, whose Beeker in real life?
24 A. Dan Harris.
25 Q. Do you remember that?

1 A. That sounds familiar.

2 Q. Sorry man we're, we're leaving. The twenty-seventh, so the,

3 the next day twenty-seven where Adam Fox started that new

4 group chat Morrison was telling him that basically everyone's

5 leaving my group, to that affect?

6 A. Okay, yes.

7 Q. And Adam Fox says well there's always room at my table,

8 right?

9 A. Right.

10 Q. But Joe didn't accept, that right?

11 A. I don't know if he did or not.

12 Q. And that's true.

13 A. Joe made statements before that he was act -- acting as an

14 adviser or a counsel to Adam.

15 Q. But I'm -- I'm -- so those, those two days I just gave on

16 August 20th of 29 I mean Joe's pretty much, he -- he's out,

17 he's taking care of his marriage, his family. People are

18 leaving him because they're -- they're mad, he's not showing

19 up to anything right?

20 A. Sounds right.

21 Q. And then it's two days later where you and Adam Fox and all

22 these other guys are up staking out the governor, watching

23 her house, taking pictures, that type of stuff, two days

24 later, right?

25 A. Correct.

1 Q. And Joe, Joe still wasn't, wasn't even involved in the group
2 that, during that time?

3 A. That'd be correct.

4 Q. He wasn't aware what, what you guys were doing up north?

5 MR. TOWNSEND: Again I have to object; I don't know
6 if this witness can testify to what Joe Morrison knew.

7 MR. SOMBERG: I thought we were here completely
8 about what Joe Morrison.

9 THE COURT: Well, what Joe Morrison knew but you
10 know.

11 MR. SOMBERG: That's why we're here.

12 THE COURT: No I understand that, but this
13 particular witness may not know.

14 MR. SOMBERG: Okay.

15 THE COURT: So I'll sustain that objection.

16 MR. SOMBERG: Okay.

17 BY MR. SOMBERG:

18 Q. People are reaching out to you specifically cause you're,
19 you're still a leader of the Wolverine Watchman still?

20 A. A leader roll, yes.

21 Q. And people trust you in the group?

22 A. Correct.

23 Q. At that time right. And you're getting messages that Joe
24 never shows up, stuff like that right?

25 A. That's correct.

1 Q. Who is the base tyrant?

2 A. I believe that was Brandon Caserta.

3 Q. Okay. And do you remember him giving a statement on
4 September 16th where he says in the -- in the brick squad
5 group, which Joe is not a part of, correct?

6 A. Correct.

7 Q. He said well I think we made the right move; our group has
8 people who are dedicated in skills. As far as I could tell I
9 don't even think he knew how to transition a rifle to pistol
10 or do a proper reload. And I didn't ever really see him
11 train with us when we did. It was more like him walking
12 around, chest puffed out, acting like we already got it
13 covered or handing out inside for far too long, correct?

14 A. That's correct. Brandon came in fairly later on in, into the
15 year.

16 Q. Who is Swatch?

17 A. I believe Alex Davidson.

18 Q. The next day in the Threema group Joe Morrison was not in
19 that group?

20 A. I don't believe he was part of that particular group,
21 Threema, no.

22 Q. Swatch said our group has separated ourselves from Joe and
23 Pete for the most part, I won't be going.

24 A. Okay.

25 Q. Do you remember that statement, let me, I can of, let me ask

1 context? Do you remember the next day that apparently Pete
2 or Grandpa was trying to get guys to go to a protest in, in
3 full kit?

4 A. Cause they see, this was at the, the split so they viewed us
5 still as a shadow group. I've been, was in contacted with
6 Pete in early September and it was the split that needed to
7 happen so that they wanted to happen, and we were the
8 operators for, for them. So we would have went, worked with
9 them.

10 Q. Who, who, Pete reached out to you on September 17th or reached
11 out to the group on Three Ma and said, and was trying to get
12 people to go, go to a protest and to show up with full, full
13 kit, with guns and armor?

14 A. Correct. On September 2nd we had a conversation and stemming
15 back to that, that's, he put out on Facebook that he wanted a
16 hundred boys to show up to a protest that was going to be the
17 twenty-seventh and then got moved to the twentieth.

18 Q. Okay.

19 A. And he made the statement that if we see the shadow group
20 being messed with, if he sees a hundred boys being messed
21 with that we would show up and click clack.

22 Q. And the consensus in the group chat was no, correct?

23 A. That we, yeah that we did not want to pertain in the, the
24 media spotlight.

25 Q. And that was because or may, a reason for that Swatch said is

our group has separated ourselves from Joe and Pete for the most part, I won't be going. Do you remember that?

A. Correct.

4 Q. On September 28th, do you remember having a private
5 conversation with Adam Fox via Threema?

6 A. Okay.

7 Q. Well I'm asking if you, if you remember that?

8 A. I -- I -- I had several conversations with him through
9 Threema.

10 Q. Do you remember the conversation would be pertaining to
11 various topics including recruitment efforts, group
12 motivation, using Ty Garbin's property as a fall out spot and
13 getting more like-minded people?

14 A. That sounds right.

15 Q. And this conversation you would agree that Adam Fox said to
16 you Pete, Joe where the fuck they been since the beginning
17 correct?

18 A. That'd be correct.

19 Q. And you respond two lines down, I don't know about those two,
20 been kind of MIA?

21 A. Correct.

22 MR. SOMBERG: I have nothing further.

23 THE COURT: Thank you.

24 MR. SOMBERG: Thank you.

25 THE COURT: Mr. Ballard?

1 MR. BALLARD: Thank you, your Honor.

2 CROSS EXAMINATION

3 BY MR. BALLARD:

4 Q. Dan good afternoon.

5 A. Good afternoon, sir.

6 Q. Much like brother counsel and yourself I was in the Marines,
7 I chewed a lot of the same dirt probably.

8 A. Thank you for your service.

9 Q. Thank you, thank you for yours.

10 A. Thank you.

11 Q. I want to start off with something and I, I don't want you to
12 take this sensitively. But it, it deals with something
13 sensitive.

14 A. That's fine.

15 Q. It was mentioned that you suffered a number of injuries as a
16 result of combat, correct?

17 A. Correct.

18 Q. Correct me if I'm wrong, one of those was a traumatic brain
19 injury, is that correct?

20 A. That is correct.

21 Q. Correct me I'm wrong, but we heard testimony that it affects
22 your memory, is that correct?

23 A. At times yes.

24 Q. How are we to know when your memory as to what you're
25 testifying to is accurate?

1 A. I was not there to remember days or times; I was just there
2 to maintain access within the group. The FBI was maintaining
3 and recording everything that was being done.

4 Q. Okay. So your memory is only to dates and times that you can
5 remember?

6 A. The exact specific of dates and times when you want to know a
7 specific date, that can get a little murky. This was over a
8 long, long time and I had a -- a separate life outside of
9 that. I have family, work, a lot juggling, not just
10 pertaining to a specific day that moderates here.

11 Q. So would you agree that some of your memory may not be as
12 crystal clear and accurate as perhaps we might want it to be?

13 A. That could be true, yes.

14 Q. Okay. Early on in your testimony you identified my client
15 Mr. Musico, correct?

16 A. That's correct.

17 Q. And you know him as Pete?

18 A. That's correct.

19 Q. Any other names?

20 A. Grandpa.

21 Q. Grandpa, any other names?

22 A. No.

23 Q. Did you ever hear anyone call him Crazy Pete?

24 A. Yeah.

25 Q. Okay. So that would be a name for him correct, Crazy Pete?

1 A. In passing yes.

2 Q. In passing, do you know why they called him that?

3 A. Some of the words that he would say, yes.

4 Q. Can you give me an example of these words?

5 A. Well I can go about his property how he would have bear traps

6 laid through there or booby traps set up on the property and

7 inside the house. Propane tanks set up for -- to detonate.

8 Q. Let's hand on to that thought just for a second. You

9 testified that he came out at one point during one of these

10 interactions with some alleged C4 correct?

11 A. He said it was C4 yes.

12 Q. He said it was C4. Do you know if that was ever determined

13 to be C4?

14 A. My understanding to this day it was still C4.

15 Q. To this day you believe it to be C4?

16 Q. I believe it was C4 yes.

17 Q. Okay. When did you first look into this, let me back up.

18 You were on Facebook correct?

19 A. Correct.

20 Q. And Facebook and, and I'm technologically an idiot, okay, so

21 bear with me. Facebook attached something to your Facebook

22 that said hey here's another page you might be interested in,

23 is that correct?

24 A. It showed up in like a recommendation for pages that I might

25 like, like a suggestion box.

1 Q. Okay, all right, I can understand that. And you clicked on
2 it?

3 A. I did.

4 Q. Can you give me a ballpark date of when this occurred?

5 A. Early March.

6 Q. Early March, okay. So prior to early March you had no
7 knowledge of any of these three defendants or the Wolverine
8 Watchman?

9 A. That's correct.

10 Q. And you clicked on their page and it said something along the
11 lines and I'm not verbatim. But it said something along the
12 lines of hey if you're interested in some training come check
13 us out?

14 A. After I got on the page yes.

15 Q. Okay. And you said you had to answer some introductory
16 questions to get access?

17 A. That's correct.

18 Q. This, yeah okay. So I think brother counsel asked you what
19 kind of training were you looking for?

20 A. Nothing point blank, just to further on my skill set that I
21 already had and to pass knowledge onto other people.

22 Q. And your physically capable of doing this despite being
23 seventy percent disabled?

24 A. At a slower pace, yes.

25 Q. At a slower pace, okay. And I think you were asked, and I

1 don't know that I -- I caught the answer. What specifically
2 did you want to train for?

3 A. Just manipulation techniques, this is a broaden skill set and
4 maintain my skill set. It wasn't a specific task or anything
5 to prepare for.

6 Q. Why did you leave the Army?

7 A. Medical.

8 Q. Medical, so it was a medical discharge?

9 A. It was an honorable discharge, but I seen that my role and
10 the position, and job that I had I would not be able to
11 further continue that. So I decided to separate under an
12 honorable discharge.

13 Q. That's impressive and honorable discharge, right?

14 A. Yes.

15 Q. Or would you say that's the standard discharge if you don't
16 get in trouble?

17 A. An honorable discharge is for if you don't get in trouble
18 yes.

19 Q. So if someone enlists in the Army and they're a clerk typist
20 and they go spend four years clerking and typing and at the
21 end of that four years their contract is up and they tell
22 Uncle Sam I'm done and they've never left country, they spent
23 their entire career let's say at Fort Bragg typing and
24 filing, are they honorably discharged?

25 A. They are honorably discharged.

1 Q. So it's really not as impressive as it sounds, is it?

2 A. Okay, yes.

3 Q. Would you agree?

4 A. Yes.

5 Q. It's the standard way you leave that military.

6 A. Correct.

7 Q. Okay. When was the first time you met Pete?

8 A. At the Munith property.

9 Q. Not where, when?

10 A. The exact date I'm not sure.

11 Q. Ballpark it?

12 A. Mid-March.

13 Q. Mid-March, okay. Is that when Crazy Pete told you he Molotov

14 or firebombed a police officer's house?

15 A. I don't recall if it was on that particular day, I'm not sure

16 on the exact day that he did that. He mentioned it several

17 times.

18 Q. Have you ever in news or in any other kind of communication,

19 with any, ever heard of an actual story where a police

20 officer's house was firebombed?

21 A. In real, it might of evident pertaining to Michigan, it could

22 have been outside the state.

23 Q. That wasn't my question whether it was in Michigan or not.

24 My question was had you ever heard of it?

25 A. I have not no.

1 Q. So my clients called Crazy Pete because he says these crazy
2 things and then he says this, but this particular one you
3 said this is absolutely true, I need to notify somebody.

4 Q. What I notified somebody was on, was on the Wire Chat before
5 I met anybody was that he wanted to seek out the addresses of
6 law enforcement and do reverse red flags of them. So before
7 I met anybody, I contacted my friend who's in law
8 enforcement, showed him the conversation that was taking
9 place on Wire. He passed that onto the FBI, the FBI reached
10 out to me.

11 Q. Okay. And again I -- I clarified this earlier, I'm
12 technologically an idiot. So how do you know the people
13 you're communicating with are in fact the people that they
14 claim to be?

15 A. I guess I wouldn't have any way of knowing whose behind a
16 keyboard.

17 Q. Right. So if somebody sat down at my client's computer that
18 he left on and typed something you wouldn't know, correct?

19 A. I wouldn't know, no.

20 Q. If my son picks up my telephone and sends a message to
21 someone on my phone, they don't know it's me do they or it's
22 him correct?

23 A. Correct.

24 Q. So any communication that took place prior to this you don't
25 really know who you were communicating with?

1 A. That is correct.

2 Q. So anything that Pete may or may not have communicated you
3 don't know until this mid-March meeting, do you?

4 A. I did not know who was communicating it, I just know that
5 there was a potential threat on law enforcement, and I felt
6 that I needed to pass that up, who, who it was I had no idea.

7 Q. And what gave you, I'm sorry, I didn't mean to cut you off.

8 A. Oh you're fine, I just seen the, the potential threat that
9 was being made by someone. I didn't know who, I didn't know
10 if it was a male, female, who but there was threat on
11 potential law enforcement and that's why I contacted local
12 law enforcement.

13 Q. At what point in your interaction with the Watchman did you
14 come to understand their sensitivity to what I'm going
15 classify as law enforcement abuse. I don't mean that in a
16 derogatory way but the, the, we went through yesterday right,
17 and they had on their website this list of names.

18 A. Okay.

19 Q. Of all these African Americans that were killed by law
20 enforcement correctly or incorrectly, justly or unjustly.
21 When did you come to know that this was a driving force for
22 them?

23 A. Once I got into the Wire Chat.

24 Q. Before you notified law enforcement?

25 A. It was after I -- I notified law enforcement.

1 Q. Okay. So after you notify law enforcement you get to a point
2 where you start to see what their motivation is, correct?

3 A. Correct.

4 Q. And you start to see what their particular sensitivity is
5 don't you?

6 A. Correct.

7 Q. Would you safely assume, or could you safely say as a lay
8 person living in this country in the last twelve months,
9 fourteen months that that is a sentiment shared by a large
10 portion of this country?

11 A. There is a negative image towards law enforcement at this
12 time, yes.

13 Q. Okay. So it's, an easy connection would you say that this is
14 why they're upset?

15 MR. TOWNSEND: I just have to make an objection,
16 speculation on his part.

17 MR. BALLARD: Your Honor, I'm asking him for his lay
18 opinion which actually he's been trained in law enforcement,
19 he's got a degree. So I'm asking him what his inference
20 would be because in law enforcement training you make
21 inferences as to what their motivation might be.

22 MR. TOWNSEND: Again --

23 THE COURT: Yeah, at -- at what point in time. I, I
24 mean when he's --

25 MR. BALLARD: When he's coming in contact with them

1 and he's starting to engage with them, and he addressed and
2 he said yes I saw that this was a sensitivity for them.

3 MR. TOWNSEND: He doesn't have any law enforcement
4 training, he as an associate's degree in criminal justice,
5 but no specific law enforcement training. You're still
6 asking this witness to give an opinion of what everybody else
7 is thinking about. He can't do that.

8 MR. BALLARD: I didn't ask him for what they
9 thought.

10 THE COURT: Well I --

11 MR. BALLARD: I asked him for what his opinion would
12 be, his opinion if he could see and understand their
13 motivation.

14 THE COURT: I -- I think based on his interactions
15 on Wire and given the fact that he's a human being living
16 through 2020 that if he made any perceptions or made any
17 conclusions, rightfully or wrongfully, whether based on a lot
18 of knowledge or little knowledge I'm going to let him answer,
19 go ahead.

20 THE WITNESS: Repeat the question please?

21 BY MR. BALLARD:

22 Q. Sure. And I'm, I'm going to narrow right down. In your
23 interaction in those early days, let just say in the of March
24 of 2020 were you aware of their sensitivities to the Black
25 Lives Matter cause?

1 A. To the Black Lives Matter cause no, to the negative views for
2 law enforcement and that they were wanting to go out --
3 Q. Fair enough, I agree.
4 A. Speak out to them yes.
5 Q. I agree, right, I'm, I'll give you that. So their
6 sensitivity was to unjust, in their mind, unjust police
7 involvement, correct?
8 A. Correct.
9 Q. Okay. And you can see that as a motivating factor, yes or no
10 for what they were upset about?
11 A. Yes.
12 Q. Okay. In the last fourteen months you as American citizen
13 living in this country have seen massive descent, have you
14 not?
15 A. I have yes.
16 Q. Against law enforcement, yes or no?
17 A. Yes.
18 Q. Against the government, yes or no?
19 A. Yes.
20 Q. Against specific politicians, yes or no?
21 A. Yes.
22 Q. Would you say that it spans the entire spectrum, republicans,
23 democrat, liberal, conservative, everybody's upset about
24 something, correct?
25 A. Yes, correct.

1 Q. So when someone says something negative about Governor
2 Whitmer how do you determine in your mind when they're
3 actually meaning it or when they're just so angry at some,
4 the perceived injustices going on that they're spouting
5 political rederick?

6 A. That's not my area of expertise.

7 Q. I -- I -- I -- as a lay person I'm asking you for your
8 opinion when do you look at something and say this is or this
9 isn't?

10 A. Pertaining to this group or just as a broad?

11 Q. In general?

12 A. I guess I can't make that decision, it just goes on the
13 context of what it's for.

14 Q. So if I sit here and I go I hate Governor Whitmer, I think
15 she should die because I have a family member who lost his
16 business because of her shut down. Am I wishing her dead or
17 am I just angry that this happened?

18 A. Just saying that you're just saying it.

19 Q. Okay.

20 A. You start training for it and continue on with that rederick
21 I -- I think that's a threat.

22 Q. Okay. But didn't you just tell me that the training was just
23 training?

24 A. I was looking for just training, I don't know what their
25 training consisted of prior to me getting there. The first

1 conversation

2 Q. So stop right there then, hang on.

3 MR. TOWNSEND: Judge I'm going to object and, and
4 the witness has a right to answer the question instead of
5 being cut off.

6 THE COURT: Okay. I -- I think, were you going say
7 something more?

8 THE WITNESS: I was going to continue on if he wants
9 it.

10 BY MR. BALLARD:

11 Q. Oh no go ahead, I, I was just, I was going to try and chop
12 that up into pieces but.

13 THE COURT: Yeah, I -- I think before in the, in an
14 answer I think he was trying to chop it up but go ahead and
15 complete your answer sir.

16 THE WITNESS: It, it all depended on, I did not know
17 what their training consists of prior to getting into the
18 group. When I got into the group and I seen the comment that
19 was just made and you get into the group day one it, it
20 didn't look like it was a, going into a -- a training
21 direction. It was like they were preparing training to
22 commit acts of violence on law enforcement.

23 BY MR. BALLARD:

24 Q. Would it be safe to say that different people have different
25 sensitivities to different topics?

1 A. That's correct.

2 Q. Okay. So we've already established that these three

3 defendants had a sensitivity about unjust, what was in their

4 mind. Again I'm not trying to disparage anybody but what

5 they determined or what they felt was unjust law enforcement

6 conduct?

7 A. Correct.

8 Q. And they were pretty upset about it?

9 A. They were.

10 Q. They have a sensitivity about it.

11 A. They do.

12 Q. How do we know you don't have the same sensitivity about

13 protecting law enforcement?

14 A. I have a sensitivity on protecting American lives.

15 Q. Their lives included.

16 A. Their lives included.

17 Q. Okay. How long after you got involved with the Wolverine

18 Watchman did you fall into a leadership role?

19 A. The first day of training that I, so a first face to face

20 that I was there. So it might have been two weeks with the,

21 the group. So on the first --

22 Q. So I'm not holding you to the dates right, but within about

23 a two-week span of seeing them on Facebook you're in a

24 leadership role?

25 A. Correct.

1 Q. And would it be safe to say that you had that leadership role
2 until the conclusion or the take down or the -- the closure
3 or the arrest or whatever defined point you want to make that
4 in October. Would that be correct?

5 A. That is correct.

6 Q. You attended all the leadership functions?

7 A. I did, yes.

8 Q. You interacted in the leadership capacity?

9 A. I did, yes.

10 Q. What leadership role did Crazy Pete have in this
11 organization?

12 A. He provided a -- an adviser role for Joe.

13 Q. That's not the question. The question is --

14 MR. TOWNSEND: Your Honor I gotta object that was
15 the question and he answered it.

16 THE COURT: Wait, wait, wait, I, I will sustain
17 the objection. I mean he, I, I think he specifically
18 answered it. He's a, he's an adviser to Joe, Joe is the head
19 man, so I, I think that's a fair answer. Go ahead.

20 BY MR. BALLARD:

21 Q. Did you ever see documents or rolls that listed the breakdown
22 of who was in leadership?

23 A. We made a leadership, yes.

24 Q. You did.

25 A. On June 3rd at Ty Garbin's house.

1 Q. Was Crazy Pete's name on that list?

2 A. He was not no.

3 Q. Okay. As this progressed and you were leading this group.

4 A. I had a leadership role with the group.

5 Q. Fair enough. How many leadership meetings did Crazy Pete

6 attend?

7 A. Like events at the --

8 Q. They're not events, leadership functions. I asked you a

9 minute ago did you take part in the leadership functions and

10 you said yes, and I said were there meetings, yes. So now

11 I'm asking how many leadership meetings or leadership

12 functions, or leadership chats did Crazy Pete engage in?

13 A. Leadership chats Pete was not involved in any.

14 Q. They excluded him?

15 A. They did yes.

16 Q. Cause he was crazy?

17 A. Cause he lived with Joe.

18 Q. That's why they excluded him cause he lives with somebody?

19 A. That was my take on it, he served as an advisor role to Joe.

20 Pete was the co -- he was the original founder of the

21 Wolverine Watchman, he told me that. When Joe started

22 recruiting people into it and it was a younger generation,

23 Joes' words and quote were yeah buddy it's yours go ahead and

24 run with it.

25 Q. It's yours go ahead and run with it.

1 A. Correct.

2 Q. Okay. The first meeting that you attended or let me back up.

3 The first training, is that the same, were they the same, the

4 first meeting and the training. Is that the first physical

5 interaction you had with them?

6 A. I don't know if there was a protest first or a.

7 Q. No, no, no, not a protest, I'm sorry, maybe I miss, my -- my

8 question is, the first time you met Crazy Pete, and the

9 others was that for a training or was it a meeting or was it

10 a vetting purpose or what was, what happened that first day?

11 A. It would have been a training event.

12 Q. Training event, okay. And right away they identified you as

13 being someone who clearly knew what was going on in terms of

14 (indiscernible) training or combat tactics or anything along

15 that, is that safe to say?

16 A. At the conclusion of training yes.

17 Q. Okay. And you observed the operational tactics of these

18 gentleman?

19 A. I did yes.

20 Q. In your expert opinion as a combat person how could you

21 evaluate that?

22 A. They had very poor standards, so safety measures were poor.

23 The tactics that they were doing they can, you can, you want

24 a Facebook, so they were his or not Facebook but YouTube. So

25 they were rehearsing and practicing videos that they were

1 watching but the overall technique for safety concerns this
2 was alarming.

3 Q. Okay. But what about their, their movements, their weapon
4 manipulation, anything like that. How was that?

5 A. Again it raised safety concerns for me.

6 Q. Okay. You went to boot town, they call it boot camp in the
7 army do they, what do they call it basic training?

8 A. Sure, yes.

9 Q. You went to basic training?

10 A. I did.

11 Q. Was it on par with basic recruits walking onto Fort Benning
12 for their first day at training?

13 A. For basic yes.

14 Q. Okay.

15 A. Now with Joe being a Marine I don't know, they pride
16 themselves on their boot camp and, and all their trainings so
17 I'm not sure what their, their training was like.

18 Q. Well let me assure you we do pride ourselves on that, I'll
19 just, I'll throw that in as side bar commentary. But they
20 really were just stumbling around trying to figure out what
21 they were doing, is that correct?

22 A. They were emulating videos that they were watching on
23 Facebook yes for clearing houses.

24 Q. Emulating what they were seeing, did you ever have a cause or
25 a reason to go into the home where they live? Where Joe and

1 ||| Pete live?

2 A. As far as?

3 Q. Did you ever go inside?

4 A. I went in there, yes.

5 Q. Did you ever go in when they were playing Call of Duty?

6 A. I don't recall them playing any video games, he was on a

7 number of times when we were in there yes.

8 Q. Okay. Was there alcohol involved in these trainings?

9 A. There might have been, I never consumed any.

10 Q. Did you see others consume?

11 A. I did not, I seen others use marijuana at various times.

12 Q. Okay. So there was marijuana use going on?

13 A. At times yes.

14 Q. By you?

15 A. No.

16 Q. We've already identified that Crazy Pete says crazy things?

17 A. Correct.

18 Q. Did you ever see crazy Pete's smoke marijuana?

19 A. Yes.

20 Q. Did his comments become more crazy as he smoked the

21 marijuana?

22 A. No.

23 Q. No, they were consistently crazy?

24 A. They were consistent with his nature, yes.

25 Q. Okay. So if in fact it was Pete who said I threw a Molotov

cocktail through a police officer's house and I'm making this assumption?

3 A. Right.

4 Q. Or this hypothetical cause we don't know that?

5 A. Correct.

6 Q. But if it was in fact him that said it you have no way of
7 knowing if he was high as a kite when he made that statement
8 do you?

9 A. I have no way of knowing no.

10 Q. But you do know Pete smokes marijuana?

11 || A. I do yes.

12 Q. Okay. So it's well within the realm of possibility, would
13 you agree?

14 A. That he might be under the influence when he made these?

15 || O. Yes.

16 A. I wasn't present so I do not know.

17 Q. But it's possible?

18 MR. TOWNSEND: Judge objection, speculation,
19 anything, anything's possible. I'll -- I'll stipulate that
20 anything's possible.

21 THE COURT: I'll sustain that. I -- I think that's an
22 appropriate objection.

23 | BY MR. BALLARD:

24 Q. When you were contacted by the FBI did, they ask you of these
25 individuals?

1 A. As far as?

2 Q. Anything you might have known?

3 A. When I met with the FBI?

4 Q. Yeah.

5 A. I physically handed them my, my phone and they could read

6 through the conversations that was taking place.

7 Q. The conversations that we've already established we don't

8 know who was the, the sending party, correct?

9 A. That is correct.

10 Q. Okay. Did they do anything to vet you out?

11 A. There was --

12 Q. As to who and what you were?

13 A. There was a vetting process for me yes.

14 Q. They do a psychological?

15 A. Who?

16 Q. On you?

17 A. Who?

18 Q. The FBI.

19 A. No.

20 Q. They didn't?

21 A. I -- I -- they might have ran something on me but I just had

22 a conversation with them.

23 Q. Have you been evaluated by the V.A. for psychological?

24 A. I would say so yes.

25 Q. And what were the results?

1 A. As far as?

2 Q. PTSD.

3 A. Yes.

4 Q. So again we have certain sensitivities related to certain

5 topics, correct?

6 A. Correct.

7 Q. Okay. Is the FBI aware that you have been screened for

8 psychological issues?

9 A. And they came up with me disclosing what my disability rating

10 was.

11 Q. You told them then that you had psychological issues?

12 A. That I had -- I do not have psychological issues, I have PTSD

13 or anxiety.

14 Q. Is, is PTSD not a psychological issue?

15 A. It like I -- I do not have psychological issues.

16 Q. Are you diagnosed with PTSD by the V.A.?

17 MR. TOWNSEND: Your Honor, I'm going to object,

18 unless, unless, he is going to qualify him as an expert, as a

19 doctor, a medical diagnosis or is it just his view or

20 opinion?

21 MR. BALLARD: Your Honor, I asked him if he was

22 diagnosed with PTSD. Sure you don't have to be a doctor to

23 know what you are diagnosed with.

24 MR. TOWNSEND: And then he answered the question

25 with --

1 THE COURT: Well I -- I -- I -- I think that, I
2 think that he's indicating on multiple occasions that he had
3 PTSD. I think we're quibbling about whether it's a
4 psychological problem or a physical problem and I think each,
5 the nomenclature or what he is indicting that he doesn't
6 believe PTSD is a psychological problem. I think you've
7 established that so I -- I don't think we need to argue with
8 the witness to perhaps get him to change his opinion.

9 MR. BALLARD: Very good your Honor, I'll move on.

10 BY MR. BALLARD:

11 Q. You've testified that you had to rearrange your schedule to
12 accommodate this surveillance?

13 A. I did yes.

14 Q. Had to miss work?

15 A. I did.

16 Q. And that without any thought or request or anything on your
17 behalf the FBI just came up and handed you an envelope of
18 cash in it?

19 A. That is correct.

20 Q. Is that correct?

21 A. That's correct.

22 Q. And how much was that the first time?

23 A. Twenty-five hundred.

24 Q. How many times did they give you an envelope like this?

25 A. There was numerous times, the exact.

1 Q. Numerous times?

2 A. Yes.

3 Q. And correct me if I'm wrong, but you testified you don't know

4 what the total amount was?

5 A. I wasn't keeping track of it, no. It was covering expenses

6 that I have lost over the duration of time, so I was paying

7 bills with that money, yes.

8 Q. Did you pay taxes on it?

9 A. I haven't filed taxes yet, no.

10 Q. Are you planning on claiming it on your taxes?

11 MR. TOWNSEND: Objection judge, what's the

12 relevance?

13 MR. BALLARD: The relevance is he's being

14 compensated for what he's doing, but he's, they're not laying

15 claim to his compensation.

16 THE COURT: Wait, wait, wait.

17 MR. TOWNSEND: He just indicted he hasn't paid his

18 taxes yet. We're going, we're going to --

19 THE COURT: I, I, I

20 MR. TOWNSEND: -- we're going to inquire about his,

21 whether he's going to file taxes or not file taxes. I don't

22 understand the relevance of the question.

23 THE COURT: I, I, I, I think it's well established,

24 I believe it was fifty-four thousand dollars.

25 MR. TOWNSEND: Yes.

1 THE COURT: I, I, I certainly think you can ask him
2 was anything said every, every time he was given an envelope
3 and explore that but whether he intends to engage in a future
4 act I, I think he may not even have decided number one and
5 number two I think it's irrelevant. So I'll sustain the
6 objection.

7 MR. BALLARD: Very good.

8 BY MR. BALLARD:

9 Q. You testified that and correct me if I'm wrong at the
10 location. But that you went, I want to say was to one of the
11 protests in Detroit.

12 A. Correct.

13 Q. And that Crazy Pete said he had a grenade in the car, is that
14 correct?

15 A. No that was at the first protest that I went to.

16 Q. The first protest which was, was that at the Capital?

17 A. That is fair.

18 Q. I'm sorry. Like I said I wasn't sure which one but it, he
19 said I have a grenade in the car?

20 A. Yes.

21 Q. Did you see it?

22 A. No.

23 Q. So you don't know if it was, there do you?

24 A. I know he has a grenade, but I did not know if he had it in
25 the vehicle.

1 Q. And active grenade or a training grenade?

2 A. It was a training grenade packed with Tannerite and I think

3 black powder and some kind of adhesive to maintain it.

4 Q. How do you know that's what it was packed with?

5 A. I believe that's what Pete told me.

6 Q. So you don't have direct knowledge that it was packed with

7 this do you?

8 A. Pete told me that, yes.

9 Q. Pete told you, but you don't know?

10 A. No.

11 Q. It could have been packed with sand for all you know?

12 A. It could have been packed with C4; I don't know.

13 Q. Sure. So again we could very easily have another situation

14 where Crazy Pete is saying crazy things?

15 A. He's saying things and showing me things that correlate with

16 what he's saying, yes.

17 Q. What kind of things did he show?

18 A. He showed me the grenade, not at the specific location but he

19 has shown me the grenade. He has shown me what he says is C4

20 and displayed what I thought was C4.

21 Q. At some point in time did you see the leadership or the

22 command structure or the people paying attention to what was

23 going on with the Wolverine Watchman, and what I mean by

24 people paying attention is people within the group. I'm not

25 talking about the FBI or anything, but at some point, did

they start to move away from Crazy Pete's ideas?

2 || A. Idea's as?

3 Q. Any of his ideas, did -- did he, correct me if I'm wrong.

4 Did he multiple times bring up the, what did you call it the,
5 the Three plan?

6 A. That's correct.

7 Q. And that was an idea he had in his head, right?

8 | A. Correct.

9 Q. And he brought it up multiple times, correct?

10 | A. Correct.

11 Q. Did anybody do anything to formulate this idea into a plan?

12 A. That specific plan no but Pete has made statements to me that
13 he has sixty to seventy percent of the ideas that come
14 through the Watchman has come through him.

15 Q. Do you know that to be true?

16 A. He said it to me on the phone.

17 Q. But again we've already established that Crazy Pete says
18 crazy things.

19 MR. TOWNSEND: Your Honor, again first I object to
20 we have already established that Crazy Pete did do some and
21 he continues to use the name Crazy Pete. But I don't think
22 that they've established anything. He's testified the
23 questions that were asked, but I don't think we've
24 establishment of anything. When he says, he says crazy
25 things like having C4, he had C4. Says crazy things like I

1 have a grenade and he has a grenade. So I don't know if
2 we've established anything.

3 THE COURT: Well he was, he said a, Pete said six, a
4 sixty to seventy percent of the Pete said sixty to seventy
5 percent of the ideas for Wolverine Watchman came from him and
6 a I think in response to every question he can say but of
7 course we know Pete is Crazy Pete. You know granted if we go
8 to trial, he is using the moniker crazy every time and that
9 may or may not be addressed. But this is a preliminary
10 examination but I, I think he's entitled to raise that
11 question especially in light of that sixty to seventy
12 percent, go ahead.

13 BY MR. BALLARD:

14 Q. So let's stick with your testimony.

15 A. Yes.

16 Q. Sixty to seventy percent of the ideas were Pete's?

17 A. What he told me.

18 Q. So he's coming up with ideas?

19 A. He could yes.

20 Q. Who's coming up with the plan?

21 A. Him and Joe are going between the two, I don't know how
22 they're coming. He just tells me that sixty percent of the
23 ideas that are coming up through the Watchman are from him.

24 Q. Just ideas?

25 A. Ideas, plans.

1 Q. Okay. As a member of leadership was there a treasury of this
2 organization?

3 A. There was not no.

4 Q. Was there a, a funding body of it that provided money to the
5 group?

6 A. There was a discussion of creating one but no there was none.

7 Q. There was never one created?

8 A. Correct.

9 Q. So it's safe to say that nobody was providing money to this
10 group, correct?

11 A. Correct.

12 Q. Okay. And in your mind money would be material, correct?

13 A. I mean money could be anything, you got money, you got
14 property. Joe was providing property for us.

15 Q. Okay. Fair enough. Let's go to the Vac Shack meeting. What
16 was the purpose of the Vac Shack meeting?

17 A. To firm up political violence ideas per Adam.

18 Q. So the, correct me if I'm wrong. I'm going to make it and I
19 want you to tell me if I'm correct. The purpose of the Vac
20 Shack meeting was to take ideas and make a plan?

21 A. Correct. We were supposed to bring thoughts to the table at
22 the Vac Shack meeting, yes.

23 Q. So prior to the Vac Shack meeting there was not plan, is that
24 safe to say?

25 A. With Adam I don't know. I don't know what was discussed in

1 Ohio as far as plans there. The wanted us to bring ideas and
2 plans to him.

3 Q. Okay.

4 A. To discuss.

5 Q. So there, when you guys went there was no here's the plan of
6 the Wolverine Watchman, correct?

7 A. Pete's plan was homes, addresses. He told Adam that
8 directly.

9 Q. Was that a plan or an idea?

10 A. That's what he wanted was, he, Adam wanted the plan to be the
11 Capital so when people told him that they cannot take the
12 Capital, they don't have the people for it.

13 Q. Okay.

14 A. That's when Pete would start saying homes and addresses,
15 everybody has addresses. So when Adam said come to the Vac
16 Shack with ideas Pete said you already know mine, homes and
17 that's when three came about.

18 Q. And that was his idea?

19 A. That was his idea.

20 Q. Were there ever any actions put in place that you know of to
21 secure addresses and residences and anything of police
22 officers?

23 A. For police officers?

24 Q. Yes.

25 A. They wanted, he wanted us to download the app Xon so that if

1 we knew or we could share locations of the police officers,
2 that was the extent of that.

3 Q. Not much of a plan would you say?

4 MR. TOWNSEND: Objection your Honor, he can't, he
5 can testify to what he said to him and again the questions
6 not much of a plan, that maybe counsel's idea, but I don't
7 know if it can possibly answer that, it's speculation.

8 THE COURT: He's talking to the number two guy in
9 his organization, I, I, I think he, it's a legitimate inquiry
10 for cross examination, go ahead Mr. Ballard.

11 MR. BALLARD: Thank you.

12 BY MR. BALLARD:

13 Q. So your, as his Honor just said you're the number two man,
14 were there plans put in place and acted upon to collect
15 addresses or was it another example of my client saying hey
16 let's do this?

17 A. It was a suggestion; it never went through.

18 Q. A suggestion, okay. When you went to Traverse City and I'm
19 assuming, I'm, wherever, wherever that home is, I don't
20 particularly know.

21 A. Right.

22 Q. But you went there to view Governor Whitmer's home?

23 A. Correct.

24 Q. And surveil it for lack of a better way to put it? Did my
25 client go?

1 A. He did not.

2 Q. Did he give you gas money?

3 A. He did not.

4 Q. Did he give you any direction on what to do when you got

5 there?

6 A. No, he did not.

7 Q. Did he provide you any inclination as to this address?

8 A. He did not.

9 Q. Did he have anything to do with that whatsoever?

10 A. No.

11 Q. No. You had a phone call on 9-2 correct?

12 A. I did, yes.

13 Q. And at that time my client said he wanted to be the face of

14 the movement, is that correct?

15 A. That is correct.

16 Q. And he wanted to get out in front of this and be the person

17 that was recognized as the director or the, the person to

18 contact or the -- the face, right?

19 A. He wanted to get the hearts and minds of people and gain a

20 percentage of the population so that we can use fear as seen

21 as revolutionaries and not terrorist.

22 Q. Okay. Did he ever make the comment that he wanted this to be

23 done right?

24 A. Yes.

25 Q. Okay. So let's talk about that. He didn't want to break the

1 law, did he?

2 A. No, he wanted to by his definition of done right he viewed
3 Adam as halfcocked and they did not like the way that he
4 conducted himself so that's what they seen as done right.
5 They wanted to plan things out and making sure that the plan
6 that they develop was executed right.

7 Q. So he wanted to separate himself from Mr. Fox?

8 A. They wanted to be the image of the Boogaloo movement.

9 Q. Because they wanted this to be moved forward with the hearts
10 and minds of the people correct?

11 A. His group, he designated us as a shadow group, something that
12 needed and wanted to happen. So that when the protest was
13 going to happen on the twentieth and on the phone call on the
14 second, he said that if we get a hundred bois that are being
15 messed around with that the shadow group will step up and
16 click-clack fuck you to police.

17 Q. If you know the answer to this tell me, but if you don't I'll
18 understand. Do you know what formed first, right, this is
19 kind of the chicken and the egg kind of question. Was it the
20 Wolverine Watchman formed and then they became motivated by
21 the police injustice that we talked about or did the police
22 injustice move them to form the Wolverine Watchman?

23 MR. TOWNSEND: Judge I -- I guess I could ask
24 counsel re-ask that, maybe I don't understand the question.

25 BY MR. BALLARD:

1 Q. I guess what I'm trying to determine, and I'll try and
2 rephrase that. I realize it's a little, kind of a twisted
3 question but what I'm trying to find out is are the Wolverine
4 Watchman a result of these gentleman or others being upset
5 over police shootings.

6 A. No.

7 Q. Or was it the police shootings that generated the genesis of
8 the Wolverine Watchman?

9 THE COURT: I'm concerned about that question
10 because the Wolverine Watchman started back in 19, late 1919
11 (sic), about four days after Mr. Morrison had his gun
12 incident. This gentleman received a, apparent and I -- I
13 hate those, those recommended things that, that you get in
14 March. So you're asking this fellow to I -- I, opine on
15 something that happened four months or more before he even
16 had heard of the Wolverine Watchman and I, I really do think
17 that's speculative.

18 MR. BALLARD: Well and my question was if he knows,
19 you know was he told, does he have any way to know. I mean
20 they say to him --

21 THE COURT: Okay.

22 MR. BALLARD: -- as a number two man --

23 THE COURT: I, I guess I don't, I don't like the
24 objection I objected. I'm going to sustain my objection.

25 MR. BALLARD: Okay.

1 BY MR. BALLARD:

2 Q. Dan is this the first time you've testified in this case?

3 A. It is yes.

4 Q. Ever appeared before a grand jury or anything like that?

5 A. Never.

6 Q. Were you instructed prior to your testimony to avoid any kind
7 of topics with us here today?

8 A. No.

9 MR. BALLARD: I have nothing further.

10 MR. TOWNSEND: Judge, could I have a few minutes to
11 decide whether or not I want to do any re-direct on this
12 case?

13 THE COURT: Okay. Let's take a ten-minute break,
14 okay.

15 MR. TOWNSEND: Thank you.

16 THE COURT: Okay. I think it's a good time, let me
17 get the witness out first. Okay, folks.

18 (At 3:29 p.m., recess)

19 (At 3:41 p.m., back on the record)

20 THE COURT: Okay. Ready to go, okay. We're back on
21 the record. The defendants completed their cross
22 examinations of Dan. Off the record it's been indicated that
23 there's not going to be any re-direct so the next question
24 that I have is from the prosecution standpoint, may we thank
25 and excuse this witness?

1 MR. TOWNSEND: Yes, and I first off would like to
2 thank the Court for allowing me a few minutes with my
3 colleagues and I -- you're right we will have no re-direct
4 and we have no objection to Dan being thanked and excused.

5 THE COURT: Okay. I'm talking about Dan right now?

6 MR. KIRKPATRICK: No objection, your Honor.

7 THE COURT: And Mr. Somberg?

8 MR. SOMBERG: No objection, your Honor.

9 MR. BALLARD: No objection.

10 THE COURT: Okay. We will be excusing Dan so he's
11 certainly can be released. Do the People rest at this point
12 in time?

13 (At 3:42 p.m., witness excused)

14 MR. TOWNSEND: For purposes of preliminary
15 examination the People rest.

16 THE COURT: Any presentation on behalf of your
17 client Mr. Kirkpatrick?

18 MR. KIRKPATRICK: No presentation, your Honor.

19 THE COURT: And Mr. Somberg?

20 MR. SOMBERG: No presentation.

21 THE COURT: And Mr. Ballard/Johnson?

22 MR. BALLARD: No, your Honor.

23 THE COURT: Okay. Now we held open the issue of --
24 well you're not presenting any witnesses, but I just want to
25 make sure that we're clear. Does anyone see the need for

1 recalling the FBI agent? Mr. Kirkpatrick?

2 MR. KIRKPATRICK: Your Honor, there might be a need
3 but I don't want to put it on the record right now. I'd like
4 to, I'd like to talk with the A.G.'s office a little bit
5 about something first.

6 THE COURT: I would like to have the, an answer
7 today on, on that.

8 MR. TOWNSEND: Your Honor I would -- I would
9 stipulate that there's a potential for that agent, may have
10 to be recalled at some time.

11 THE COURT: Well I -- I need to know now because
12 we're either deciding that the preliminary examination is
13 over or not.

14 MR. TOWNSEND: May I have one second with?

15 THE COURT: Yes.

16 MR. TOWNSEND: Your Honor, I think we all agree to
17 that, we can thank and excuse the agent.

18 MR. KIRKPATRICK: That's correct, your Honor.

19 THE COURT: Mr. Somberg?

20 MR. SOMBERG: Your Honor I would like to address
21 bond, address bond, I mean. Yes, I agree your Honor about
22 the, regarding the FBI agent.

23 THE COURT: And a --

24 MR. BALLARD: Yes your Honor, we agree.

25 THE COURT: Okay. I will formally excuse the FBI

1 agent as well. The final bookkeeping matter that I want to
2 discuss and a I've never taken so many notes in my life on a
3 preliminary examination. We've been repeatedly talking about
4 property in Munith Michigan. Is there any dispute that that
5 is in Jackson County?

6 MR. TOWNSEND: The People would stipulate that it's
7 in Jackson County.

8 THE COURT: Mr. Kirkpatrick?

9 MR. KIRKPATRICK: I would stipulate, your Honor.

10 THE COURT: Mr. Somberg?

11 MR. SOMBERG: Jackson County.

12 THE COURT: Mr. Johnson?

13 MR. JOHNSON: Yes, your Honor.

14 THE COURT: Okay. So I can make, make that X as
15 well. The next thing I'll, we'll address the bond, I don't
16 want to keep these other people here.

17 MR. KIRKPATRICK: Thank you, your Honor.

18 THE COURT: We need to set a date to come back and
19 address a hearsay motion and to address any comments that the
20 parties may have in support of their respective position. I
21 expect there's going to be some type of motion to bind over
22 from the prosecution and I suspect that the, there is going
23 to be opposition from each of the defendants perhaps in
24 various forms in the matter. We will be in Judge Wilson's
25 courtroom; he fortunately is gone for the week of March. So

1 we will be able to have a --

2 MS. CAVANAUGH: Judge we will be in this courtroom.

3 THE COURT: He will go?

4 MS. CAVANAUGH: We will be in this courtroom

5 confirmed by him.

6 MS. DODDAMINI: Judge and I'm sorry what week were

7 you talking about in March?

8 THE COURT: Sometime in March and that's what,

9 that's what, that's what we're getting to.

10 MS. DODDAMANI; Okay.

11 THE COURT: So a whip out your calendars, please at

12 least be a bit liberal with me because I don't want to have

13 pull rank.

14 MR. KIRKPATRICK: I would just like the sooner, the

15 sooner the better when the court, you know obviously.

16 THE COURT: Yeah.

17 MR. KIRKPATRICK: I understand there's a lot to go

18 through here your Honor.

19 THE COURT: The sooner the better, someone has

20 ordered, who, how many people have ordered a transcript?

21 MS. DODDANANI: We have judge.

22 THE COURT: Okay.

23 MS. DODDAMANI: And that was something we wanted to

24 address.

25 MR. TOWNSEND: As the Court had indicated I think it

1 was yesterday about sending the court some cases.

2 THE COURT: Yes.

3 MR. TOWNSEND: On an issue. Did the Court have an
4 objection if we were to file a memorandum with the court?

5 THE COURT: I have, I have no objection. I'm just
6 trying to make it easy for the parties, if you send me cases,
7 I'll read the cases and send me a memorandum I'll read that
8 or a combination thereof.

9 MR. TOWNSEND: Okay fine.

10 THE COURT: I'll read all the stuff.

11 MR. TONSWEND: I just want to make sure that that,
12 we wouldn't be contrary to the courts desire.

13 THE COURT: No, no, I, I didn't mean to limit you I
14 was just trying to be sensitive.

15 MR. TONWSEND: Thank you, your Honor.

16 THE COURT: To people that have put a lot of work
17 into this and really no their files already. I do know Mr.
18 Kirkpatrick; I was reminded that you're going on vacation
19 sometime?

20 MR. KIRKPATRICK: March 17th through the 23rd.

21 MS. DODDAMANI: Judge could we --

22 THE COURT: And when is your next exam I guess up,
23 somewhere up north I think it is?

24 MS. DODDAMANI: Right judge, so we have an April 14th
25 through 16 is the Antrim County exam and just to, just to

1 bring this to your attention. I do have a couple other
2 cases, I've got a -- I've got a -- I've got a Capital exam on
3 March 19th.

4 THE COURT: Okay.

5 MS. DODDAMANI: And I have a homicide exam on March
6 25th. I'm totally different obviously cases in another part
7 of the state. But I just want to make the Court aware of
8 that because I know for sure those two days I have those
9 dates already.

10 THE COURT: Okay. You sound pretty busy, maybe Mr.,
11 Mr. Townsend can take one of those cases?

12 MS. DODDAMANI: So busy judge.

13 MR. TONNSEND: I'd be happy to take one of the cases
14 judge.

15 THE COURT: What about if and I don't, well would it
16 pinch anyone if we tried to do a day March 29 through April 2
17 inclusive? And the reason why I'm saying that is I don't
18 want to do it right when Mr. Kirkpatrick gets back from
19 vacation. I don't want to interfere with what you've
20 indicated. I also have court reporter or reporters that
21 would like later than sooner I believe and I'm going to go to
22 Mr. Somberg?

23 MR. SOMBERG: Yes, your Honor.

24 THE COURT: Is that, I'm looking -- I --

25 MS. DODDAMANI: What about next Monday, we don't

1 have much on that Monday at all, that 29th, would that work?

2 THE COURT: That's the best day but if that doesn't
3 work I'll

4 MS. DODDAMANI: It's the best day that week for us.

5 THE COURT: Okay.

6 MR. KIRKPATRICK: The 29th will work for me your
7 Honor.

8 MR. JOHNSON: It's good for both our calendars.

9 MR. BALLARD: We're here at the pleasure of the
10 Court.

11 MR. SOMBERG: This will be for the bind over motion?

12 THE COURT: Yes, Mr. Johnson on behalf of his client
13 has a motion that he's going to assert. But yeah that, that
14 would be the opportunity to hear, hear the arguments and it's
15 my expectation especially since I have the transcript. With
16 my notes and the transcript the least I can do is give you a
17 decision from the bench on that day.

18 MR. TOWNSEND: Thank you.

19 MS. DODDAMANI: And that would be in person your
20 Honor?

21 THE COURT: Yes.

22 MS. DODDAMANI: And that will start at 9 a.m.?

23 MR. KIRKPATRICK: I will make nine.

24 MR. SOMBERG: Nine will work.

25 THE COURT: Wait, do you have, is that Monday, do we

1 have things upstairs?

2 MR. KIRKPATRICK: I'll move around.

3 THE COURT: Okay.

4 MS. DODDAMANI: We can, we can go later judge it
5 would give us time to get here but we can be here at 9 a.m.
6 as well we don't have a problem with that. We're just coming
7 from a distance..

8 MR. KIRKPATRICK: I would prefer, I would prefer
9 more like ten or ten thirty plus it would give them time to
10 get here, and I could do my morning docket. I was going to
11 pawn that off on my partner but that would get it done.

12 THE COURT: That's fine.

13 MR. KIRKPATRICK: That would be easier for me.

14 MR. TOWNSEND: That would be fine for us, it gives
15 more travel time.

16 THE COURT: Why don't we bump it back to ten
17 o'clock. And I guess Lynn has told me Judge LaFlamme is
18 going to use Judge Wilsons courtroom again. At least we get
19 the same one. So we'll give everyone hearing notices, March
20 twenty nine at ten a.m.. From the Peoples standpoint, I'm
21 assuming you're staying for the bond hearing? Is there
22 anything further Mr. Kirkpatrick?

23 MR. KIRKPATRICK: Just your Honor I would just ask
24 the people if their actually - I'm not sure if I'm going to
25 file a written memorandum or do my arguments oral, I normally

1 just do them orally. If I feel the need to, but if the AG
2 can provide me a copy of their memorandum if theirs case law
3 with things they're presenting to the Court at least a couple
4 days before the requested bind over.

5 MR. TOWNSEND: I will share with the Court if we
6 file a memorandum or a brief in this matter all counsel will
7 have received a copy of it.

8 MR. KIRKPATRICK: Thank you.

9 THE COURT: And how many days before the hearing?

10 MR. TOWNSEND: At least two days before the
11 hearing.

12 THE COURT: Mr. Somberg anything further other than
13 the bond hearing?

14 MR. SOMBERG: Nothing further your Honor.

15 THE COURT: The public defenders office?

16 MR. JOHNSON: Your Honor to make sure this moves
17 quickly we'll file two, we'll file one if the Court rules
18 negatively on the hearsay motion so we don't have to come
19 back and that way we can argue it either way.

20 THE COURT: Okay. Good, for the folks that are
21 leaving, thank you for coming in. I appreciate law
22 enforcement and the defendants as well. Good luck and have a
23 nice weekend.

24 MR. KIRKPATRICK: Thank you, your Honor.

25 (At 3:53 p.m., proceedings concluded)

1
2 CERTIFICATION
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7

I certify that this transcript, consisting of 282 pages, is a
complete, true, and correct transcript of the proceedings and
testimony taken in this case Friday March 4, 2021

10
11
12 Date: March 19, 2021
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14
15

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